

## Joint Standing Committee on State and Local Government

**LD 6**                      **An Act to Allow Certain County and Municipal Officials to Serve on the Maine Land Use Regulation Commission and the Board of Environmental Protection**                      **PUBLIC 346**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DEXTER	OTP-AM      MAJ	H-293
	ONTP        MIN	H-435   DEXTER

LD 6 proposed to authorize county commissioners to simultaneously serve as commissioners on the Maine Land Use Regulation Commission without violating the common law doctrine of incompatibility of offices.

**Committee Amendment "A" (H-293)** proposed to expand the bill to also permit other county employees, municipal officials and municipal employees to serve on the commission. The amendment also proposed to permit the same group of officials to serve on the Board of Environmental Protection while simultaneously holding local office.

**House Amendment "A" (H-435)** removed the emergency preamble and emergency clause from the bill.

### *Enacted law summary*

Public Law 1997, chapter 346 authorizes county commissioners, county employers, municipal officials and municipal employees to serve on the Maine Land Use Regulation Commission or the Board of Environmental Protection while also holding local office without violating the common law doctrine of incompatibility of offices. Under the doctrine of incompatibility of offices, a person may not hold two offices simultaneously unless that person can, in all cases, perform the duties of both without acting in conflict of interest. If a person is appointed to an office that is incompatible with one that person already holds, that person is deemed to have vacated the first office upon accepting the second.

**LD 13**                      **Resolve, to Name the Body of Water on Route 27 in Coburn Gore "Fabian's Dunk"**                      **RESOLVE 4**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAREY	OTP	

LD 13 proposed to name a small, unnamed body of water on the north side of Route 27 in Coburn Gore "Fabian's Dunk."

### *Enacted law summary*

Resolve 1997, chapter 4 names a small, unnamed body of water on the north side of Route 27 in Coburn Gore "Fabian's Dunk."

**LD 16                      An Act to Allow Municipalities to Advertise Public Legal Notices in Weekly Papers                      DIED BETWEEN BODIES**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LIBBY	ONTP      MAJ OTP-AM      MIN	

LD 16 would have allowed municipalities to advertise public legal notices in weekly newspapers to satisfy notice requirements.

**Committee Amendment "A" (S-14)** would have replaced the bill, allowing municipalities to publish legal notices in publications that were not entered as 2nd class postal matter, as required by current law, if the publication was mailed by 3rd class mail to all residents and the municipality notified residents at least every 12 months of its intent to publish legal notices in that publication.

**LD 31                      An Act to Require That a Vacancy in the Office of Sheriff Be Filled by an Appointee from the Same Political Party                      PUBLIC 87**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FERGUSON BUNKER	OTP-AM      MAJ ONTP      MIN	S-20

LD 31 proposed that in the case of a vacancy in the term of a sheriff who was nominated by primary election before the general election, the sheriff appointed by the Governor to fill the vacancy until a successor is chosen at election must be enrolled in the same political party as the sheriff whose term is vacant.

**Committee Amendment "A" (S-20)** proposed to remove language describing the causes of vacancies in the office of sheriff from the bill.

***Enacted law summary***

Public Law 1997, chapter 87 provides that in the case of a vacancy in the term of a sheriff who was nominated by primary election before the general election, the sheriff appointed by the Governor to fill the vacancy until a successor is chosen at election must be enrolled in the same political party as the sheriff whose term is vacant.

**LD 33                      An Act to Change the Selection Process and Qualifications for State Auditor                      DIED IN CONCURRENCE**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AMERO DONNELLY	ONTP      MAJ OTP-AM      MIN	

LD 33 would have provided for the appointment of the State Auditor by the Governor, subject to a two-thirds vote of the Legislature. The bill also would have established a seven-year term, with a one-term limit, and required the State Auditor to be a certified public accountant at the time of appointment.

**Committee Amendment "A" (S-75)** would have added language allowing a certified internal auditor to serve as State Auditor and removed the language increasing the State Auditor's term from four years to seven years and limiting service to one term.

**LD 34**                      **RESOLUTION, Proposing an Amendment to the Constitution of**                      **ONTP**  
**Maine to Change the Process for the Selection of the State**  
**Treasurer**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AMERO	ONTP      MAJ	
DONNELLY	OTP-AM      MIN	

LD 34 proposed to amend the Constitution of Maine to provide for appointment of the Treasurer of State by the Governor subject to confirmation by a two-thirds vote of the Legislature.

**LD 39**                      **An Act to Clarify the Authority of County Commissioners to Close**                      **PUBLIC 327**  
**Roads for Winter in the Unorganized Territories**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE	OTP-AM	H-417

LD 39 proposed to clarify existing law that the authority of county commissioners to close roads in the unorganized territories for maintenance includes the authority to close roads in winter.

**Committee Amendment "A" (H-417)** proposed to require the commissioner, in closing roads for the winter, to follow the same public notice and hearing procedures as required of municipal officers when they close municipal roads. The amendment also established an appeal process from a decision of the county commissioners to close roads during winter. Finally, the amendment removed that emergency clause and preamble from the bill.

***Enacted law summary***

Public Law 1997, chapter 327 clarifies that county commissioners have the authority to close county roads in unorganized territories during the winter. In doing so, the county commissioners must follow the same public notice and hearing procedures required of municipal officers when they close municipal roads. A decision of the commissioners may be appealed to Superior Court.

LD 40

An Act to Require Appointment of a County Commissioner Whose District Includes Unorganized and Deorganized Areas to the Maine Land Use Regulation Commission

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE	ONTP	

LD 40 proposed that one of the seven members appointed to the Maine Land Use Regulation Commission be a county commissioner whose district includes a portion of the unorganized and deorganized areas.

LD 44

An Act to Raise the Fee for Congressional and Legislative Registration Plates

PUBLIC 58

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCELROY	OTP-AM    MAJ	H-31
	OTP-AM    MIN	

LD 44 proposed to add a fee of \$10 to be paid by a Legislator or member of Congress to purchase a pair of specially designed congressional or legislative number plates.

**Committee Amendment "A" (H-31)** replaced the bill. Instead of providing for an additional \$10 fee, it imposed an additional fee equal to the cost of producing the plates, rounded to the nearest dollar. The fee will be determined by the Department of the Secretary of State, Bureau of Motor Vehicles.

*Enacted law summary*

Public Law 1997, chapter 58 imposes an additional fee to be paid by Legislators or members of Congress who purchase specially designed congressional or legislative number plates. The fee is equal to the cost of producing the plates, rounded to the nearest dollar, as determined by the Department of the Secretary of State, Bureau of Motor Vehicles.

LD 45

An Act to Increase the Fees for Attachment of Real Estate and Personal Property

PUBLIC 5

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WHEELER E	OTP	
FERGUSON		

LD 45 proposed to increase the fees sheriffs and deputies receive for attachment of real estate and personal property and for service of a writ of replevin.

*Enacted law summary*

Public Law 1997, chapter 5 increases the fees sheriffs and deputies receive for attachment of real estate and personal property and for service of a writ of replevin.

**LD 62**

**An Act to Change the Method for Setting Wages for Deputies**

**PUBLIC 44**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WHEELER E FERGUSON	OTP-AM	H-26

LD 62 proposed to repeal the minimum per diem rate of compensation for full-time and part-time deputies and to require the county commissioners to establish the rate of compensation.

**Committee Amendment "A" (H-26)** proposed to remove the dollar amount limitation on the earnings of part-time deputies and establishes a limitation of 1040 hours of work in any calendar or fiscal year.

***Enacted law summary***

Public Law 1997, chapter 44 repeals the statutory minimum per diem rate of compensation for full-time and part-time deputies and requires the county commissioner to establish the rate of compensation. Chapter 44 limits part-time deputies to compensation for up to 1040 hours of work per year.

**LD 63**

**An Act Concerning Dangerous Buildings in the Unorganized Territories**

**PUBLIC 6**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE	OTP      MAJ ONTP     MIN	H-2    AHEARNE

LD 63 proposed to establish a procedure to be conducted by the county commissioners by which dangerous buildings or other structures that pose a public nuisance in unorganized territories may be disposed of. Current law provides a procedure by which such buildings or structures in municipalities may be disposed of by the municipal officers. No procedure is provided in law for dangerous buildings or other structures in the unorganized territories.

**House Amendment "A" (H-2)** proposed to clarify that the county commissioners may also seek an order of demolition of dangerous buildings or structures in unorganized territories by filing a complaint with the Superior Court. The amendment also directs that any appeal of a decision of the county commissioners must be made in the Superior Court.

***Enacted law summary***

Public Law 1997, chapter 6 establishes a procedure by which the county commissioners may dispose of dangerous buildings and other structures in unorganized territories, including seeking an order of demolition in Superior Court. The procedures established is parallel to that for disposal of dangerous buildings and structures in municipalities by the municipal officers.

**LD 71**

**An Act to Return a Certain Parcel of Land to Hartland from  
Pittsfield**

**P & S 7  
EMERGENCY**

Sponsor(s)  
STEDMAN

Committee Report  
OTP-AM

Amendments Adopted  
H-6

LD 71 proposed to transfer back to the Town of Hartland a piece of property that was annexed to the Town of Pittsfield in 1852.

**Committee Amendment "A" (H-6)** added a mandate preamble and made the bill an emergency.

***Enacted law summary***

Private and Special Law 1997, chapter 7 transfers back to the Town of Hartland a piece of property that was annexed to the Town of Pittsfield in 1852. Chapter 7 was enacted as an emergency measure effective March 28, 1997.

**LD 77**

**An Act to Change the Budgeting Process for York County**

**CARRIED OVER**

Sponsor(s)  
JOYNER

Committee Report

Amendments Adopted

LD 77 proposed to give the York county commissioners the final approval authority over the county budget. As the county legislative delegation was divided on whether and how to amend the York County budget process, the bill was carried over to the Second Regular Session.

**LD 83**

**An Act to Amend the Laws Requiring Notification for Public  
Hearings Concerning Ordinance Changes**

**PUBLIC 36  
EMERGENCY**

Sponsor(s)  
CARLETON

Committee Report  
OTP-AM

Amendments Adopted  
H-7

LD 83 proposed to change the notification time for a public hearing involving a municipal zoning ordinance from 14 days to 13 days and to change the time allowed for publication of certain public hearing notices in the newspaper and for the mailing of certain notices to abutting property owners.

**Committee Amendment "A" (H-7)** proposed to make the bill an emergency.

***Enacted law summary***

Public Law 1997, chapter 36 changes the notification time for a public hearing involving a municipal zoning ordinance from 14 days to 13 days. It also changes the time allowed for publication of certain public hearing

notices in the newspaper and for the mailing of certain notices to abutting property owners. Chapter 36 was enacted as an emergency measure effective March 28, 1997.

**LD 84**                      **An Act to Reduce the Meal Allowance for Legislators from \$32 to \$16**                      **INDEF PP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JONES SA	OTP-AM    A	
	OTP-AM    B	
	OTP-AM    C	

LD 84 proposed to reduce the meal allowance for Legislators from \$32 to \$16.

**Committee Amendment "A" (H-329)**, which was not adopted, proposed to reduce the meal allowance for Legislators from \$32 to \$22 and transfer most of the savings realized by reducing the meal allowance to the constituent service allowance. The amendment added an appropriation section and a fiscal note to the bill.

**Committee Amendment "B" (H-330)**, which was not adopted, proposed to reduce the meal allowance for Legislators from \$32 to \$22. The amendment also added an appropriation section and a fiscal note to the bill.

**Committee Amendment "C" (H-331)**, which was not adopted, added an appropriation section and a fiscal note to the bill.

**LD 88**                      **An Act to Clarify That a Town's Mooring Ordinance May Grandfather Existing Commercial or Noncommercial Moorings**                      **PUBLIC 89**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PINKHAM R HARRIMAN	OTP-AM	H-119

LD 88 proposed to clarify that a town's mooring ordinance may include provisions to grandfather commercial or noncommercial moorings established prior to the adoption of the ordinance.

**Committee Amendment "A" (H-119)** proposed to clarify that the location and use of the grandfathered mooring privilege is determined by the harbor master or other local authority with power to regulate moorings.

***Enacted law summary***

Public Law 1997, chapter 89 clarifies that a town's mooring ordinance may include provisions to grandfather commercial or noncommercial moorings established prior to the adoption of the ordinance and provides that the location and use of the mooring is determined by the harbor master or other local regulatory authority.

**LD 92**                      **An Act to Establish State Auditor As an Appointed Position**                      **ONTP**

<u>Sponsor(s)</u> LANE AMERO	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 92 would have established the State Auditor position as an appointed position by the Governor, requiring approval by two-thirds of the Legislature.

**LD 99**                      **An Act Concerning the Format of Legislative Documents**                      **ONTP**

<u>Sponsor(s)</u> CAMPBELL PARADIS	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 99 would have required language in legislative documents that is not allocated to the Maine Revised Statutes to be underlined and required that language that is repealed but reappears elsewhere in the law be italicized.

**LD 103**                      **An Act to Make Legislative Information Available through the Internet**                      **PUBLIC 43**

<u>Sponsor(s)</u> CARLETON PINGREE	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-25
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LD 103 proposed to require that certain legislative information be made available through the Internet.

**Committee Amendment "A" (H-25)** proposed to correct clerical errors and remove the requirement that committee meeting minutes be made available through the Internet.

***Enacted law summary***

Public Law 1997, chapter 43 requires the Legislative Council to make the following information available through the Internet: legislative documents, committee hearing schedules, status of legislation, the Laws of Maine, study reports and other information designated by the Legislative Council.

**LD 120**                      **An Act to Transfer the Authority for Fixed Assets Inventory**                      **PUBLIC 90**

<u>Sponsor(s)</u> AHEARNE	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-128
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LD 120 proposed to remove the requirement that travel policies established for state employees be subject to the Maine Administrative Procedure Act. This would reduce the administrative burden on the Secretary of State and the Department of Administrative Services. This bill also proposed to transfer authority for fixed assets inventory from the Bureau of General Services to the Bureau of Accounts and Control.

**Committee Amendment "A" (H-128)** proposed to remove the section of the bill that would exempt the determination of travel expense reimbursements from the Maine Administrative Procedure Act.

***Enacted law summary***

Public Law 1997, chapter 90 transfers authority for fixed assets inventory from the Bureau of General Services to the Bureau of Accounts and Control.

**LD 131                      An Act to Authorize a State Agency to Charge Interest on Money                      ONTP**  
**Owed to that Agency**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRUNO PENDLETON P	ONTP	

LD 131 proposed to allow state departments and agencies to charge and collect interest on payments due the State for fines, overpayments or other amounts due in the normal course of business.

**LD 133                      An Act Regarding Qualifications for the Office of Sheriff                      PUBLIC 37**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BUNKER FERGUSON	OTP-AM	H-27

LD 133 proposed to establish minimum qualifications for candidates for election or appointment to the office of county sheriff. The requirements are consistent with standards set by the Maine Criminal Justice Academy for certification as a law enforcement executive. Persons serving in the office of sheriff on the effective date of enactment would be "grandfathered," or deemed to meet these minimum qualifications. See also LD 834.

**Committee Amendment "A" (H-27)** clarified that a candidate for sheriff may not have been convicted of a Class C or higher crime, clarified the applicability of the Law Enforcement Code of Ethics to candidates for sheriff and "grandfathered" anyone who is not currently serving as sheriff but who previously served in that capacity from the minimum qualifications imposed by the bill.

***Enacted law summary***

Public Law 1997, chapter 37 reestablishes minimum qualifications for candidates for election or appointment to the office of county sheriff which were inadvertently repealed last year. The requirements are consistent with standards set by the Maine Criminal Justice Academy for certification as a law enforcement executive. Persons serving in the

office of sheriff on the effective date of enactment or who previously served in that capacity would be "grandfathered," or deemed to meet these minimum qualifications.

LD 135

An Act to Designate Square Dancing as the Official Folk Dance of Maine

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BERRY D	OTP-AM    MAJ ONTP      MIN	

LD 135 proposed to designate square dancing as the official folk dance for the State of Maine.

**Committee Amendment "A" (H-30)** proposed to include contra dancing, round dancing, line dancing and clogging in the definition of the term "square dancing." LD 135, as amended by Committee Amendment “A” was enacted by both Houses, but was subsequently recalled from the governor’s desk and recommitted to the Committee. On reconsideration of the bill, the committee again issued a divided report and both Houses accepted the Ought not to Pass report.

LD 137

An Act to Prohibit Omnibus Fish and Game Legislation

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARK	ONTP	

LD 137 proposed to prohibit the Revisor of Statutes from preparing omnibus legislation that included any section proposing to amend the inland fisheries and wildlife laws of the State.

LD 151

An Act to Increase the Penalty for Illegally Parking in a Handicapped Parking Space

PUBLIC 60

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SIROIS	OTP-AM	H-29

LD 151 proposed to authorize local law enforcement officials to enforce handicapped parking restrictions on private, as well as public, property increase the fee for second and subsequent violations of handicapped parking restrictions and require that vehicles illegally parked in spaces reserved for handicapped parking be towed immediately.

**Committee Amendment "A" (H-29)** proposed to replace the bill. It raises the fine for improperly parking in a handicapped parking space from \$50 to \$100.

***Enacted law summary***

Public Law 1997, chapter 60 raises the fine for improperly parking in a handicapped parking space from \$50 to \$100.

**LD 156**

**An Act to Amend the Charter of the Loring Development Authority  
as It Pertains to Immunity of the Authority**

**PUBLIC 71  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KIEFFER ROWE	OTP-AM	S-63

LD 156 proposed to broaden the limitations of liability for the board members and employees of the Loring Development Authority.

**Committee Amendment "A" (S-63)** replaced the original bill and added to the existing language, which retained the provision of the Maine Tort Claims Act, while still providing a broadening of the limitation of liability for board members and employees of the Loring Development Authority.

***Enacted law summary***

Public Law 1997, chapter 71 expands the limitations of liability for a board member or an employee of the Loring Development Authority. Chapter 71 was enacted as an emergency measure effective April 10, 1997.

**LD 157**

**An Act to Impose a Surcharge on Documents Recorded in a  
Registry of Deeds to Fund Preservation of Registry Documents**

**PUBLIC 503**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAGGETT	OTP-AM    A OTP-AM    B ONTP       C	S-360   MICHAUD S-94

LD 157 proposed to establish a surcharge of \$3 for documents recorded in a registry of deeds. The surcharge would be used to fund the restoration, re-creation and preservation of records in the offices of registers of deeds.

**Committee Amendment "A" (S-93)**, the majority committee amendment, proposed to exempt documents filed by state agencies and municipalities from that requirement, repeals the surcharge established in the bill on January 1, 2002 and adds a mandate preamble and a fiscal note to the bill. This amendment was not adopted.

**Committee Amendment "B" (S-94)**, the minority amendment, proposed to make imposition of the surcharge optional with the county, exempt documents filed by municipalities from the surcharge if it is imposed, repeal any surcharge imposed by the bill on January 1, 2002 and add an appropriation section and a fiscal note to the bill.

**Senate Amendment "A" to Committee Amendment "B" (S-360)** proposed to exempt agencies of State

Government from the surcharge on documents that are recorded in the registry of deeds. It also removes the appropriation section.

***Enacted law summary***

Public Law 1997, chapter 503 imposes a surcharge of \$3 on documents recorded in a county registry of deeds. Money raised by the surcharge is deposited in a separate fund in each county dedicated to paying for the restoration, re-creation and preservation of registry records. State agencies and municipalities are exempt from payment of the surcharge. Imposition of the surcharge is repealed on January 1, 2002.

**LD 175                      An Act to Make Technical Changes in Laws Authorizing the Sale of                      P & S 3**  
**the Pineland Center**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FOSTER	OTP	

LD 175 proposed to permit the State to sell certain property at the Pineland Center that was inadvertently excluded from legislation passed in 1996 and to clarify that the State has the authority to dispose of any interest it may have in rangeways and crossways.

***Enacted law summary***

Private and Special Law 1997, chapter 3 permits the State to sell certain property at the Pineland Center that was inadvertently excluded from legislation passed in 1996 and clarifies that the State has the authority to dispose of any interest it may have in rangeways and crossways.

**LD 188                      RESOLUTION, Proposing an Amendment to the Constitution of                      CARRIED OVER**  
**Maine to Require Minimum Qualifications for the Treasurer of**  
**State**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DONNELLY AMERO		

LD 188 proposes an amendment to the Constitution of Maine to require the Treasurer of State to have certain education and experience qualifications. This bill has been carried over to the Second Regular Session.

<b>LD 192</b>	<b>An Act to Prohibit a Former Legislator from Employment in the Legislative, Judicial or Executive Branch for 2 Years after the End of the Legislator's Term</b>	<b>ONTP</b>
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<u>Sponsor(s)</u> AHEARNE	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 192 proposed to prohibit a former Legislator from obtaining employment in the legislative, judicial or executive branch until two years after the most recent legislative term for which the Legislator was elected.

<b>LD 201</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Term of the Governor</b>	<b>ONTP</b>
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<u>Sponsor(s)</u> CAMERON	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 201 proposed an amendment to the Constitution of Maine to change the term of office for the Governor from four years to six years and to prohibit the Governor from serving consecutive terms.

<b>LD 206</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for 4-year Terms for Senators and Members of the House of Representatives</b>	<b>ONTP</b>
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<u>Sponsor(s)</u> CAMERON	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 206 proposed an amendment to the Constitution of Maine to change Legislators' terms to four years following the general election in 2000 or 2002. The resolution proposed that the Legislature meet every year, with business in the fourth year restricted as it is presently in the second year. (See also LD 269)

<b>LD 207</b>	<b>An Act to Change How the Mileage Allowance is Determined for Sheriffs and Deputies</b>	<b>PUBLIC 8</b>
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<u>Sponsor(s)</u> FERGUSON	<u>Committee Report</u> OTP      MAJ ONTP      MIN	<u>Amendments Adopted</u>
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LD 207 proposed to allow sheriffs and deputies to be reimbursed for mileage at the same rate as other county employees in the county in which the sheriff is employed. All travel initiated by a state agency would continue to be reimbursed at the rate established in the Maine Revised Statutes, Title 5, section 8.

### ***Enacted law summary***

Public Law 1997, chapter 8 authorizes counties to reimburse sheriffs and deputies for travel expenses at the same rate other county employees are reimbursed, rather than at the rate provided to state employees which the law previously required.

## **LD 209                      An Act to Increase Term Limits to 12 Years for Elected Officials and Constitutional Officers                      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS HATCH	ONTP	

LD 209 would have extended the number of years of service authorized under the term limits law from eight to 12 years for Legislators, the Secretary of State, the Treasurer of State, the Attorney General and the State Auditor.

## **LD 211                      An Act to Permit Municipalities to Restrict the Sale of Tobacco Products                      PUBLIC 63**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS	OTP      MAJ ONTP      MIN	S-18    MILLS

LD 211 proposed to repeal the provision of law that prohibits municipalities from enacting ordinances and regulations regarding tobacco displays, product placement and the time of tobacco product sales.

**Senate Amendment "B" (S-18)** proposed to require that if a municipality intends to consider an ordinance or regulation regarding the sale, possession and use of tobacco that is more restrictive than state law, it must provide notice to each retail tobacco licensee doing business within the municipal corporate limits.

### ***Enacted law summary***

Public Law 1997, chapter 63 repeals the provision of law that prohibits municipalities from enacting ordinances and regulations regarding tobacco displays, product placement and the time of tobacco product sales and requires a municipality to provide notice to each retail tobacco licensee doing business within the municipality if the municipality intends to enact any such ordinance and the ordinance is more restrictive than state law.

**LD 214****RESOLUTION, Proposing an Amendment to the Constitution of  
Maine to Reduce the Size of the Legislature Following Redistricting  
in the Year 2003****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MITCHELL B	ONTP MAJ	
PLOWMAN	OTP-AM MIN	

LD 214 proposed to amend the Constitution of Maine to reduce the size of the House of Representatives from 151 members to 99 members and the size of the Senate from no more than 35 members to 33 members. Reduction of membership would have taken effect for the 2005 election.

**LD 219****Resolve, to Establish Qualifications for Constitutional Officers and  
the State Auditor** **DIED BETWEEN  
BODIES**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LIBBY	OTP-AM	

LD 219 proposed to create the Commission to Establish the Criteria and Qualifications for Certain State Officers to review the responsibilities and duties of the Secretary of State, the Treasurer of State, the Attorney General and the State Auditor and to establish criteria and qualifications for the individuals holding those positions.

**Committee Amendment "A" (S-99)** would have removed all Legislators from the commission, added one member of the Executive Department appointed by the Governor, removed authorization to pay compensation to commission members, provided for staffing and funding by the Department of the Secretary of State and authorized the Joint Standing Committee on State and Local Government to report out legislation on the issue of qualifications to the Second Regular Session of the 118th Legislature.

**House Amendment "B" to Committee Amendment "A" (H-419)** would have restored legislative members to the commission and provided compensation for them.

**House Amendment "C" to Committee Amendment "A" (H-436)** would have removed the emergency preamble and clause and changed the date for appointment of commission members and the reporting date.

**LD 223****An Act to Clarify the Territory Included within Lake Arrowhead  
Community, Incorporated****P & S 4**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCALEVEY	OTP MAJ	
LIBBY	ONTP MIN	

LD 223 proposed to correct omissions in Private and Special Law 1995, chapter 37 enacted two years ago to clarify and expand the powers and duties of Lake Arrowhead Community, Inc., a homeowner's association. In

describing the territory encompassed by the association, chapter 37 failed to explicitly include all lands within the association.

*Enacted law summary*

Private and Special Law 1997, chapter 4 corrects the description of the territory encompassed by Lake Arrowhead Community, Inc., a homeowner’s association, in a law passed two years ago.

LD 249

An Act to Require That All Legislative Documents Contain a Citizen and Business Impact Statement

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TRIPP	ONTP      MAJ OTP-AM    MIN	

LD 249 would have required that proposed legislation include a statement of impact on public policy and on Maine citizens and businesses.

**Committee Amendment "A" (H-139)**, the minority amendment, which was not adopted, proposed to require a Legislator to disclose any knowledge that that Legislator may have concerning the impact of that Legislator's proposed legislation on business or industry in the State, which also must be included in the summary of the printed bill.

LD 256

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require a Runoff Election if No Candidate Receives a Majority of the Votes in the General Election

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POVICH	ONTP	

LD 256 proposed an amendment to the Constitution of Maine to require that successful candidates for Governor receive more than 50% of the votes cast. If no candidate received more than 50% in the first election, the resolution would require a runoff election between the two persons who received the largest number of votes and the person who receives the larger number of votes in the runoff election would be declared Governor.

LD 269

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide 4-year Terms for Senators and Members of the House of Representatives

DIED BETWEEN BODIES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KIEFFER	OTP-AM    MAJ ONTP       MIN	



LD 269 proposed to amend the Constitution of Maine to change Legislators' terms to four years following the general election in 1998. Business in the fourth year of a session would have been restricted as it is presently in the second year.

**Committee Amendment "A" (S-287)** would have replaced the constitutional resolution. It would have provided four-year terms for Senators, beginning in 1998. It also would have added term limits totaling eight consecutive years to the Constitution for both Senators and members of the House of Representatives.

**LD 274                      An Act to Allow Towns to Use the Money Held in Administrative                      PUBLIC 57**  
**Funds That Comes from the Use of Ministerial Trust Land**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STANLEY MICHAUD	OTP-AM	H-5

LD 274 proposed to authorize the use of 20% of ministerial funds held in trust.

**Committee Amendment "A" (H-5)** replaced the original bill and proposed to clarify that the town must have land in its possession from which an income is generated.

***Enacted law summary***

Public Law 1997, chapter 57 authorizes a municipality to use up to 20% of ministerial funds every five years for educational purposes, provided that the municipality currently has land which generates an income.

**LD 282                      An Act to Require Public Forms to Contain a Revision Date                      ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TRIPP	ONTP	

LD 282 proposed to require all state agencies to include a revision date on any form used by the public.

**LD 313                      An Act to Require a Disclaimer of the Dollar Value of Benefits for                      ONTP**  
**Public Employee Positions**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERKINS RUHLIN	ONTP	

LD 313 proposed to require municipalities, counties and school districts to include a statement of the dollar value of fringe benefits in any publication that states the salary of an officer, employee or position paid by that entity.

**LD 331****An Act to Implement the Recommendations of the Commission to Study Poverty Among Working Parents with Regard to a Living Wage in State Subcontracted Work****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
POVICH DAGGETT	ONTP	

LD 331 proposed to require that state contracts and subcontracts for personal services ensure that the rate of pay under those contracts and subcontracts was at least \$11.54 per hour in direct compensation plus indirect compensation in the form of health and retirement benefits. The Bureau of Human Resources would have adopted rules to implement this provision.

**LD 344****An Act to Amend the Report Criteria for a Municipality's Annual Postaudit****PUBLIC 142**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRAGDON MURRAY	OTP-AM	H-159

LD 344 proposed to amend the criteria for an annual postaudit report that a municipality must submit to the Department of Audit.

**Committee Amendment "A" (H-159)** replaced the original bill and proposed to clarify several items required for the postaudit report that a municipality must submit to the Department of Audit

***Enacted law summary***

Public Law 1997, chapter 142 amends the criteria for an annual postaudit report that a municipality must submit to the Department of Audit. The criteria have been updated to reflect current standards and terminology for audits.

**LD 349****An Act to Modify the Prequalification Laws to Allow the Disqualification of Contractors for a Time Not to Exceed One Year****PUBLIC 295**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BUMPS	OTP-AM    MAJ ONTP       MIN	H-343

LD 349 proposed to allow the Director of the Bureau of Public Improvements to disqualify a general contractor from bidding on public improvement projects for a period not to exceed one year. Current law allows the director to disqualify a general contractor on a project-specific basis only.

**Committee Amendment "A" (H-343)** replaced the bill. The amendment proposed to clarify that a firm may be required to use a standard qualification form and provide a letter from a bonding company attesting to the financial capacity of the firm. The amendment also inserted the phrase "there is evidence" as it relates to the refusal of the Director of General Services to release plans and specifications to the contractor. The amendment also included the language from the original bill, which allows the Director of General Services to disqualify a general contractor for a period not to exceed one year, as opposed to current law that requires a denial on a project-by-project basis.

***Enacted law summary***

Public Law 1997, chapter 295 allows the Director of the Bureau of General Services to disqualify a general contractor for a period not to exceed one year if there is evidence of untimely completion, incomplete work or misconduct on the part of the contractor. Public Law 295 also requires the use of a standard qualification statement and a letter from a licensed bonding company confirming that a firm has the financial capacity to perform the work.

**LD 354                      RESOLUTION, Proposing an Amendment to the Constitution of                      DIED BETWEEN  
Maine to Provide for the Direct Popular Election of Constitutional                      BODIES  
Officers**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
UNDERWOOD	OTP-AM      MAJ ONTP      MIN	

LD 354 would have proposed an amendment to the Constitution of Maine to provide for direct popular election of the State's constitutional officers.

**Committee Amendment "A" (H-137)** would have deleted sections of the resolution proposing direct popular election of the Secretary of State and the Treasurer of State, leaving only direct popular election of the Attorney General.

**LD 361                      An Act to Encourage Regionalization of Municipal Services                      CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GAGNON CAREY		

LD 361 proposes to create a grant program to assist municipalities in planning for regional service delivery to improve the quality or efficiency of municipal services. The grants are to be directed at communities described as "service center communities" in a 1996 report of the State Planning Office and are to be coordinated with other grant and assistance programs of the State Planning Office. The bill proposes to appropriate \$100,000 from the General Fund to provide the grants. This bill has been carried over to the Second Regular Session.

**LD 362**

**An Act to Revise the Procurement of Products and Services from  
Rehabilitation Facilities and Work Centers**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BUMPS	ONTP	

LD 362 proposed to allow expanded work opportunities for persons with disabilities by allowing businesses and other entities to qualify for work center status. It also would have provided a maximum cost percentage preference to minimize the impact on agency budgets when a work center was awarded a contract. When a work center bid exceeds a low bid by 15% or more, the contract would not have been awarded to the work center.

**LD 370**

**An Act to Establish a Commemorative Day Recognizing the  
Children of this State**

**PUBLIC 74**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
O'BRIEN HARRIMAN	OTP-AM MAJ ONTP MIN	H-34

LD 370 proposed to establish September 28th as Children's Day in the State.

**Committee Amendment "A" (H-34)** proposed to change the date for the commemorative day for children from September 28th to the last Friday in September.

***Enacted law summary***

Public Law 1997, chapter 74 designates the last Friday in September as Children's Day in the State.

**LD 379**

**An Act to Clarify the Reimbursement of Legislators' Expenses**

**PUBLIC 309**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BUTLAND	OTP-AM	S-223

LD 379 proposed to allow the presiding officers of the Senate and House of Representatives to require receipts when an allowance is requested for meals or overnight accommodations immediately preceding a legislative session.

**Committee Amendment "A" (S-223)** replaced the bill. It proposed to allow the presiding officers to establish reasonable policies regarding payment of meals and lodging allowances for the day immediately preceding session.

***Enacted law summary***

Public Law 1997, Chapter 309 allows the Legislature's presiding officers to establish reasonable policies regarding payment of meals and lodging allowances for the day immediately preceding session.

**LD 400**

**RESOLUTION, Proposing an Amendment to the Constitution of  
Maine to Require That Constitutional Officers Be Appointed by the  
Governor**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HARRIMAN	ONTP      MAJ OTP-AM    MIN	

LD 400 proposed an amendment to the Constitution of Maine to provide for the appointment by the Governor and confirmation by the Senate and the House of Representatives of the Secretary of State, the Treasurer of State and the Attorney General.

**Committee Amendment "A" (S-76)** proposed to remove language in the resolution proposing gubernatorial appointment of the Secretary of State and the Treasurer of State, leaving only the Attorney General.

**LD 401**

**RESOLUTION, Proposing an Amendment to the Constitution of  
Maine to Require the Election of the Secretary of State in Statewide  
Elections**

**DIED IN**

**CONCURRENCE**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AMERO	OTP-AM    MAJ ONTP      MIN	

LD 401 proposed an amendment to the Constitution of Maine to provide for direct popular election of the Secretary of State.

**Committee Amendment "A" (S-73)** would have added term limits to the Constitution for the Secretary of State.

**LD 408**

**An Act to Include Operation and Maintenance in the Life-cycle  
Costs Analysis Required for Public Improvements**

**PUBLIC 541**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NUTTING KERR	OTP-AM	S-391   MICHAUD S-62

LD 408 proposed to expand the life-cycle costs analysis required for public improvements to include certain elements of economic analysis in addition to energy costs required under current law. The bill also transfers the responsibility for adopting rules related to life-cycle costs analysis from the Bureau of Public Improvements to the Bureau of General Services.

**Committee Amendment "A" (S-62)** proposed to add a fiscal note to the bill.

**Senate Amendment "A" (S-391)** proposed to add a mandate preamble to the bill.

### *Enacted law summary*

Public Law 1997, chapter 541 requires that an economic analysis be conducted as a part of the life cycle costs analysis which is required for any public improvement.

**LD 418**

**An Act to Amend Certain Benefits Offered Legislators**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOLDTHWAIT	ONTP      MAJ OTP      MIN	

LD 418 proposed to require that Legislators pay 20% of the premium for health insurance coverage under the State group health plan. The bill also proposed to eliminate the State's contribution for dependent health care coverage and prohibited the State from paying any portion of the Legislators' share of a dental plan.

**LD 430**

**An Act to Clarify the Provisions that Implement Performance  
Budgeting in State Government**

**PUBLIC 184**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AMERO AHEARNE	OTP-AM      MAJ ONTP      MIN	S-124

LD 430 proposed to correct technical errors in Public Law 1995, chapter 705. It exempts public instrumentalities, such as the Maine Sardine Council, Lobster Promotion Council, Maine Potato Board, Maine Dairy Promotion Board and Maine Dairy and Nutrition Council, from the strategic planning and performance budgeting requirements; adds a member of the judiciary to the Commission on Performance Budgeting; extends the terms of initial commission members by 6 months; clarifies duties of the commission; clarifies that the chair of the commission may call meetings; clarifies that pilot performance budgets will not be the basis for appropriations or allocations; clarifies that oversight committees will be consulted in the development of joint goals and objectives for the pilot strategic planning by policy areas; clarifies that the State Planning Office will receive copies of agencies' final strategic plans; clarifies that state agencies will be grouped into policy areas; clarifies that the Department of Human Resources is the Department of Human Services and clarifies that "job training" is not a policy area, but a strategy for which joint goals and objectives are to be developed.

**Committee Amendment "A" (S-124)** clarified which boards and commissions are exempt from the performance budgeting process by specifically referencing them in statute.

### *Enacted law summary*

Public Law 1997, chapter 184 makes a number of technical corrections to the law relating to the Commission on Performance Budgeting and clarifies that certain public instrumentalities are exempt from the strategic planning and performance budgeting requirements.

**LD 449****An Act to Create a Legislative Finance Office****ONTP**

Sponsor(s)  
AHEARNE

Committee Report  
ONTP

Amendments Adopted

LD 449 proposed to authorize the Legislative Council to create the Legislative Finance Office, which would have provided budget analysis as well as developed and analyzed alternative fiscal policies.

**LD 450****An Act to Amend the Date for Recognizing Marginal Discharges of Mortgages****PUBLIC 103**

Sponsor(s)  
LAVERDIERE

Committee Report  
OTP

Amendments Adopted

LD 450 proposed that a marginal discharge of a mortgage recorded prior to April 1, 1974 and attested by the register of deeds as being recorded in the margin of the original mortgage is valid. Current law provides that only such a mortgage recorded prior to August 6, 1949 is valid.

***Enacted law summary***

Public Law 1997, chapter 103 provides that a marginal discharge of a mortgage recorded prior to April 1, 1974 and attested by the register of deeds as being recorded in the margin of the original mortgage is valid. Current law provides that only such a mortgage recorded prior to August 6, 1949 is valid.

**LD 458****RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Manner in Which the Legislature Calls Itself into Special Session****DIED BETWEEN BODIES**

Sponsor(s)  
AHEARNE

Committee Report  
OTP-AM

Amendments Adopted

LD 458 proposed an amendment to the Constitution of Maine to change the manner in which the Legislature may call itself into special session. The Constitution of Maine currently provides for special session with consent of a majority of the members of each political party represented in the Legislature. The amendment would have provided for the calling of a special session with consent of a majority of the members of each House of the Legislature.

**Committee Amendment "A" (H-144)** would have added a fiscal note to the bill.

**Senate Amendment "A" (S-125)** would have required a two-thirds vote of the membership of each House of the Legislature, rather than a majority vote, to call the Legislature into special session.

**LD 479****RESOLUTION, Proposing an Amendment to the Constitution of Maine to Ensure that the Composition of the Legislature Reflects the Socio-economic Makeup of the Population of the State****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERKINS	ONTP MAJ	
KILKELLY	OTP-AM MIN	

LD 479 proposed to amend the Constitution of Maine to include language that specifies that it is the desire of the people of the State that the membership of the Legislature be representative of the socio-economic and occupational background of the general population and that compensation and benefits for Legislators must be established to ensure equal access to service in the Legislature for all citizens.

**LD 487****An Act Concerning the Charter of the Northern Maine Development Commission, Inc.****P & S 13  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KIEFFER	OTP	
DONNELLY		

LD 487 proposed to repeal the charter of the Northern Maine Development Commission, Inc.

***Enacted law summary***

Private and Special Law 1997, chapter 13 repeals the Legislative Charter of the Northern Maine Development Commission, Inc. The Commission will continue to operate under its own charter. Chapter 13 was enacted as an emergency measure effective April 25, 1997.

**LD 488****An Act to Change the Laws Pertaining to the Issuance of Copies of Birth, Marriage or Death Certificates by Towns****PUBLIC 32**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MICHAUD	OTP-AM	S-21

LD 488 proposed to permit a town clerk to charge \$7 for the first copy of a birth, marriage or death certificate and \$3 for each additional copy. Current law requires a clerk to charge these fees.

**Committee Amendment "A" (S-21)** proposed to clarify that a town clerk may charge an amount less than \$7 for the first copy of a birth, marriage or death certificate and an amount less than \$3 for each additional copy.

***Enacted law summary***

Public Law 1997, chapter 32 permits town clerks to charge up to \$7 for the first copy of a birth, marriage or death certificate and up to \$3 for each additional copy.



**LD 495**                      **RESOLUTION, Proposing An Amendment to the Constitution of  
Maine to Alter the Requirements for Redistricting**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MICHAUD	ONTP	

LD 495 proposed an amendment to the Constitution of Maine to require that each House of the Legislature decide separately, by a majority vote, the legislative district apportionment plan, and repealing the requirement that the Governor approve the plan.

**LD 510**                      **An Act to Designate Agency Rules That Increase Fees or Restrict  
Licenses as Major Substantive Rulemaking**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STEDMAN	ONTP	

LD 510 proposed to categorize all changes to agency rules setting fees as major substantive rules which would require legislative review and approval prior to final adoption. The bill also proposed to categorize any restrictions placed by rulemaking on licenses issued by agencies as major substantive rules.

**LD 516**                      **An Act to Impose a Statute of Limitations for Violations of  
Municipal Subdivision Ordinances**                      **PUBLIC 323**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LAVERDIERE	OTP-AM	H-474

LD 516 proposed to place a 20-year statute of limitations on actions brought to enjoin the sale or other conveyance of land or a dwelling unit in a subdivision in violation of municipal ordinances.

**Committee Amendment "A" (H-474)** proposed that the 20-year statute of limitations does not apply to a subdivision that has been enjoined, or to a subdivision that has been disapproved by the municipal reviewing authority, denied a building permit or subject to an enforcement action, provided a record of the disapproval, denial or action has been recorded in the appropriate registry of deeds.

***Enacted law summary***

Public Law 1997, chapter 323 provides a 20-year statute of limitations on violations of municipal subdivision ordinances. The statute of limitations is tolled if the municipality takes certain enforcement actions and records the actions in the appropriate registry of deeds.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAMPBELL	OTP-AM MAJ	H-120
PENDLETON P	ONTP MIN	

LD 517 proposed to require a person, municipality, corporation or any other entity that controls a cemetery to establish a permanent care and improvement fund, the income from which must be devoted to cemetery maintenance. At least 30% of the proceeds received from the sale of lots and plots in the cemetery must be deposited in this fund. A family burying ground would be exempt from the requirements of the bill.

**Committee Amendment "A" (H-120)** proposed to rename the fund for the maintenance of cemeteries the cemetery perpetual care fund, provide that the fund is to be used only for the maintenance of the cemetery and not for major improvements, and provide that only private owners of cemeteries are required to establish the fund. The amendment also, proposed to exempt the sale of cemetery plots that are subject to a contract for perpetual care that is at least as stringent as the provisions of the bill.

#### *Enacted law summary*

Public Law 1997, chapter 140 requires any private entity that controls a cemetery, except a family burying ground, to establish a cemetery perpetual care fund, the income from which is to be used for maintenance of the cemetery. At least 30% of the proceeds from the sale of plots in the cemetery must be deposited in the fund. The sale of plots that are subject to a contract for perpetual care that is at least as stringent as the law are exempt from also contributing to the fund.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WATERHOUSE	ONTP MAJ	
LIBBY	OTP-AM MIN	

LD 534 proposed to require that Legislators covered under a group health insurance plan or dental insurance plan for Legislators contribute 20% of the insurance premium. The bill also proposed to give Legislators the option of receiving the cash value of the insurance benefits in lieu of the state contribution.

**Committee Amendment "A" (H-326)**, which was not adopted, replaced the original bill for the purpose of incorporating Public Law 1997, chapters 24 and 80 in order to avoid a conflict. The amendment did not change the original intent of the bill, which would have required Legislators to pay 20% of the premium for health and dental insurance coverage. The amendment also retained the provision that allowed Legislators the option of receiving the cash value of the insurance benefits in lieu of the state contribution.

**LD 551**                      **An Act to Require Certain State Notices to Include Statutory Authority Citations**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERKINS CAREY	ONTP	

LD 551 proposed to require all state agencies to cite the appropriate statutory authority in any enforcement notice or written communication regarding a potential enforcement action.

**LD 555**                      **An Act Concerning the Fees Charged by the Secretary of State for Copies**                      **INDEF PP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ETNIER	OTP-AM      MAJ ONTP          MIN	

LD 555 proposed to require that the Secretary of State receive the actual cost per page for copies and the actual cost of production for electronic copies when those copies are prepared by the office of the Secretary of State. The Secretary of State currently receives 75¢ per page for most copies.

**Committee Amendment "A" (H-138)**, which was not adopted, replaced the original bill and established a rate of 20¢ for certain copies in the Secretary of State's office.

**LD 566**                      **An Act to Provide Computers for Use in the Legislature**                      **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GERRY PINGREE		

LD 566 proposes that the Legislative Council to provide a computer system in the chambers of the Senate and House of Representatives for each member of the Legislature. The computer systems would allow Legislators immediate access to current law, pending legislation, bill status and committee schedules. Installation of the computers would be completed before the First Regular Session of the One Hundred and Nineteenth Legislature. This bill has been carried over to the Second Regular Session.

**LD 601**                      **An Act to Provide Municipal Notification of Utility Services**                      **PUBLIC 199**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAGGETT	OTP-AM	S-146

LD 601 proposed to repeal the law prohibiting utilities from installing service to a lot or dwelling unit until municipal officers have certified that the lot or dwelling unit is in compliance with shoreland zoning and subdivision laws. It proposed instead to require a utility to notify the municipal officers before installing services, unless it has received prior authorization from the municipal inspector. This bill was referred jointly to the Joint Standing Committee on Utilities and Energy.

**Committee Amendment "A" (S-146)** replaced the bill. It proposed to maintain the current law requiring utilities to obtain written certification that lots or units comply with municipal ordinances before installing utility services, but to add a provision allowing each municipality to establish alternate procedures with utilities if it so chooses. The municipality and the utility must agree to the alternate procedures before they supersede existing requirements.

*Enacted law summary*

Public Law 1997, chapter 199 allows municipalities to agree to an alternate procedure for utility companies to notify the municipality before installing utility services to a lot or dwelling unit, in order to give the municipality a chance to ensure that the lot or dwelling unit complies with municipal ordinances.

LD 629

Resolve, Authorizing the Conveyance of the Interest of the State in  
Certain Property in Augusta

RESOLVE 17

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAGGETT	OTP-AM	S-77

LD 629 proposed to authorize the Commissioner of Administrative and Financial Services to convey the interest of the State in certain property in Augusta to the Maine State Employees Credit Union in exchange for the conveyance to the State of certain property of the credit union and the payment to the State by the credit union of the excess, if any, of the fair market value of the property received over the property conveyed.

**Committee Amendment "A" (S-77)** proposed several minor changes to the bill. It referenced the date and number of the order of the City of Augusta, discontinuing Jackson Street, acknowledges the recent sale of 131 Sewall Street by the Maine State Employees Credit Union, clarified that the instrument of conveyance by the State and the credit union will be a quitclaim release deed and clarified the mechanism for determining the consideration to be paid by the credit union. The amendment also added a fiscal note to the resolve.

*Enacted law summary*

Resolve 1997, chapter 17 authorizes the Commissioner of Administrative and Financial Services to convey the interest of the State in certain property in Augusta to the Maine State Employees Credit Union in exchange for the conveyance to the State of certain property of the credit union and the payment to the State by the credit union of the excess, if any, of the fair market value of the property received over the property conveyed.

**LD 650****Resolve, Authorizing the Transfer of a Parcel of Land in Webster Plantation to Hazen and Theo Jipson****RESOLVE 56**Sponsor(s)  
BUNKERCommittee Report  
OTP-AMAmendments Adopted  
H-28

LD 650 proposed to authorize the Director of the Bureau of Parks and Lands, Department of Conservation to convey to Hazen and Theo Jipson all interest of the State in a parcel of land located in Webster Plantation, Penobscot County consisting of 12 to 20 acres and being a portion of the Webster Plantation Public Lot.

**Committee Amendment "A" (H-28)** proposed to direct the Director of the Bureau of Parks and Lands to convey by quitclaim deed to P. Hazen Jipson and Theo E. Jipson of Webster Plantation, a parcel of 15 acres, more or less, located in the Webster Plantation Public Lot. It also adds a fiscal note to the resolve.

***Enacted law summary***

Resolve 1997, chapter 56 directs the Director of the Bureau of Parks and Lands to convey by quitclaim deed to P. Hazen Jipson and Theo E. Jipson of Webster Plantation, a parcel of 15 acres, more or less, located in the Webster Plantation Public Lot.

**LD 680****Resolve, Establishing the Maine Council on Competitiveness****ONTP**Sponsor(s)  
KIEFFERCommittee Report  
ONTP MAJ  
OTP-AM MINAmendments Adopted

LD 680 proposed to create the Maine Council on Competitiveness, which would have been charged with examining ways in which State Government could use the private sector to deliver certain services currently being provided by the State.

**LD 702****An Act to Amend the Penobscot County Budget Committee Process****PUBLIC 198**Sponsor(s)  
SAXL J  
CATHCARTCommittee Report  
OTPAmendments Adopted

LD 702 proposed to make the following changes to the laws governing the Penobscot County Budget Committee:

1. It defined the term "municipal official" to mean a councilor or a selectman; and
2. It required the Penobscot County commissioners to hold one or more public hearings on the budget before December 1st of each year.

***Enacted law summary***

Public Law 1997, chapter 198 defines the term “municipal official” to mean a councilor or selectman for purposes of the Penobscot County Budget approval law and requires the Penobscot County commissioners to hold at least one public hearing on the county budget before December 1 each year.

**LD 706**                      **An Act to Amend the Washington County Budget Advisory Committee**                      **PUBLIC 171**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOODWIN	OTP	

LD 706 proposed to allow a municipal officer elected as a member of the Washington County Budget Advisory Committee to appoint a designee to serve on the committee in place of the municipal officer.

***Enacted law summary***

Public Law 1997, chapter 171 allows a municipal officer elected as a member of the Washington County Budget Advisory Committee to appoint designee to serve on the committee in place of the municipal officer.

**LD 720**                      **An Act to Amend the Laws Regarding Confidentiality of Library Records**                      **PUBLIC 146**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WATSON TREAT	OTP-AM	H-161

LD 720 proposed to add the state Law and Legislative Reference Library to the list of public libraries required to maintain confidentiality of library records identifying patrons in connection with the library materials they use.

**Committee Amendment "A" (H-161)** proposed technical changes to current law and provided a January 1, 1998 effective date for the bill.

***Enacted law summary***

Public Law 1997, chapter 146 adds the state Law and Legislative Reference Library to the list of public libraries required to maintain confidentiality of library records identifying patrons in connection with the library materials they use.

<b>LD 777</b>	<b>Resolve, to Establish a Board to Review State Spending and Budget Procedures</b>	<b>ONTP</b>
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<u>Sponsor(s)</u> AHEARNE	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 777 proposed to establish the State Budget Board to review state spending and budgeting procedures and report back to the Second Regular Session of the 118th Legislature.

<b>LD 781</b>	<b>An Act to Provide Legislators with the Same Health Benefits as State Employees</b>	<b>ONTP</b>
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<u>Sponsor(s)</u> HATCH CATHCART	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 781 proposed to provide Legislators with the same percentage of dependent coverage as other state employees. The bill also proposed to require the retirement system to pay the costs of basic life insurance, as is the current policy for other state employees.

<b>LD 794</b>	<b>An Act to Ensure Ethical Conduct in the Office of Treasurer of State</b>	<b>DIED BETWEEN BODIES</b>
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<u>Sponsor(s)</u> SMALL	<u>Committee Report</u> OTP-AM    A ONTP        B OTP          C OTP-AM     D	<u>Amendments Adopted</u>
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LD 794 proposed to prohibit the Treasurer of State from accepting gifts or soliciting campaign contributions from any person or organization with whom the Treasurer of State conducts business as part of the duties of the office.

**Committee Amendment "A" (S-221)** replaced the bill. It would have provided that the Treasurer of State may not accept gifts or solicit campaign contributions from a person who provides investment services of a type that the Treasurer of State might be expected to procure for the State as part of the duties of the office of the Treasurer of State.

**Committee Amendment "B" (S-222)**, a minority report of the committee, proposed to extend the same prohibition against accepting gifts or soliciting campaign contributions from certain persons to the Secretary of State, Attorney General and State Auditor.

**LD 821**

**RESOLUTION, Proposing an Amendment to the Constitution of  
Maine to Provide That the Biennial Budget May Take Effect  
Immediately if Passed by a Majority Vote**

**INDEF PP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LAWRENCE	ONTP MAJ	
AHEARNE	OTP-AM MIN	

LD 821 proposed to amend the Constitution of Maine to allow budget bills that fund existing programs, known as "Part I" budget bills, to take effect immediately after they were signed by the Governor, if the Legislature so directed by a majority vote.

**LD 825**

**An Act to Clarify the Laws on Personal Information of State  
Employees**

**PUBLIC 124**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LAFOUNTAIN	OTP-AM	S-74

LD 825 proposed to clarify the laws regarding the availability of personal information about state employees. The bill also made changes regarding the disclosure of certain information for grievance and other proceedings by clarifying who has access to certain information.

**Committee Amendment "A" (S-74)** The amendment proposed to:

1. Clarify that access to certain personal information is allowable when there is a work requirement;
2. Clarify that union personnel have access to personnel records that may be necessary for the bargaining agent to carry out its collective bargaining responsibilities; and
3. Clarify that certain information concerning outstanding unpaid checks issued by the State are confidential to the extent that the State Controller and Treasurer of State determine that confidentiality is necessary to protect the interests of the payee.

***Enacted law summary***

Public Law 1997, chapter 124 clarifies the laws regarding the availability of personal information about state employees.

**LD 834**

**An Act to Amend the Qualifications for the Office of Sheriff**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MUSE	ONTP MAJ	
	OTP MIN	



LD 834 proposed to establish minimum qualifications for candidates for election or appointment to the office of county sheriff, including the requirement that candidates be currently certified by the Maine Criminal Justice Academy as a law enforcement or corrections officer. Persons serving in the office of sheriff on the effective date of enactment would be "grandfathered," or deemed to meet these minimum qualifications. See also LD 133.

**LD 855**                      **Resolve, to Convene a Legislative Employee Salary Review Committee**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PLOWMAN	ONTP	

LD 855 proposed that the Secretary of the Senate, the Clerk of the House of Representatives and the Executive Director of the Legislative Council collect information about the pay and benefits for legislative employees of other states and report that information to the Second Regular Session of the 118th Legislature.

**LD 863**                      **An Act to Amend the North Yarmouth-Cumberland Town Line**                      **P & S 10  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TAYLOR BUTLAND	OTP-AM	H-86

LD 863 proposed to correct inconsistencies in the boundary line between the Town of Cumberland and the Town of North Yarmouth. The bill also authorized Cumberland's municipal sewer system to maintain sewer lines on Shady Run Lane, Greely Road and Greely Road Extension, which now may be in the Town of North Yarmouth.

**Committee Amendment "A" (H-86)** added a mandate preamble to the bill.

***Enacted law summary***

Private and Special Law 1997, chapter 10 corrects inconsistencies in the boundary line between the Town of Cumberland and the Town of North Yarmouth. The bill also authorized Cumberland's municipal sewer system to maintain sewer lines on Shady Run Lane, Greely Road and Greely Road Extension, which now may be in the Town of North Yarmouth. Chapter 10 was enacted as an emergency measure effective April 14, 1997.

**LD 865**                      **An Act Regarding the Self-governance of Biddeford Pool**                      **DIED IN  
CONCURRENCE**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOYCE AMERO	ONTP      MAJ OTP-AM      MIN	

LD 865 proposed to authorize the incorporation of the Town of Biddeford Pool if the legal residents of Biddeford Pool, by referendum, approved separation from the City of Biddeford and incorporation as a separate town.

**Committee Amendment "A" (H-698)** would have replaced the bill. Rather than authorizing Biddeford Pool to secede from the City of Biddeford, it would have authorized the residents of Biddeford Pool to form a village corporation with responsibility for roads, sidewalks, water drainage, oversight of the public park at Vines’ Landing, removal of solid waste, police services and regulation of land use, including subdivision and zoning regulations. Current City of Biddeford ordinances regarding traffic, parking or use of the harbor would have continued to apply in the village corporation territory, but any changes to those ordinances would apply only if agreed to by the overseers of the corporation. The city would have been required to transfer 31% of revenue from property taxes collected within the village corporation territory to the corporation. In addition, in the first transfer after incorporation, the city would have been required to provide a supplemental 2% transfer to enable the corporation to build a reserve fund for emergencies and unanticipated expenses.

The corporation would have been managed by a village administrator, a board of overseers comprised of three or five elected persons and other officers or committees called for by the corporate bylaws. All persons who reside in the limits of the corporation and who are legal voters in the City of Biddeford would have been able to vote at meetings of the corporation. The amendment would have provided for approval of the charter at any time within two years of its approval by the Governor.

**LD 875**

**An Act to Require Legislative Confirmation of the Director of the Office of Substance Abuse**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BENOIT	ONTP	

LD 875 proposed to change the position of Director of the Office of Substance Abuse from an office appointed by the Commissioner of Mental Health, Mental Retardation and Substance Abuse Services to an office appointed by the Governor subject to confirmation by the Legislature.

**LD 877**

**RESOLUTION, Proposing an Amendment to the Constitution of Maine to Clarify the Process for Inclusion of a Competing Measure**

**FAILED  
FINAL PASSAGE**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BUTLAND	OTP-AM	

LD 877 proposed an amendment to the Constitution of Maine to clarify that a legislative act is considered a "competing measure" to a citizen-initiated measure only if it is approved in the same session in which the citizen-initiated measure was presented. It also would have provided that, if an election is pending after final adjournment of the session in which the initiated measure was presented, the Legislature would be prohibited from enacting law on the same subject matter as the measure to be voted on, until the vote has been completed.

**LD 892**                      **An Act to Require Municipalities to Purchase Insurance by Competitive Bidding**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BENOIT GOOLEY	ONTP	

LD 892 proposed to require municipalities to use a competitive bidding process when purchasing insurance. The bill mirrored the current requirement of competitive bidding for school districts.

**LD 926**                      **Resolve, Creating a Special Commission to Erect a Plaque in the Hall of Flags Honoring Those Who Served in the Civilian Conservation Corps from Maine**                      **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHICK KILKELLY	ONTP	

LD 926 proposed to create a special commission to erect a plaque in the Hall of Flags honoring members of the Civilian Conservation Corps from Maine.

**LD 937**                      **An Act Relating to the State's Deferred Compensation Plan**                      **PUBLIC 204**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAYO MILLS	OTP-AM	H-232

LD 937 proposed to:

Allow an increase in the number of firms providing investment products to state employees participating in tax-deferred arrangements;

Change the name of the Advisory Council on Deferred Compensation Plans to the Advisory Council on Tax-deferred Arrangements;

Clarify the eligibility and requirements of firms selected by the advisory council to manage or receive contributions as part of a tax-deferred arrangement; and

Allow state employees to use tax-deferred arrangements authorized for state and local employees by the Internal Revenue Code but previously unavailable under prior state law.

**Committee Amendment "A" (H-232)** clarified a reference, removed the Maine State Retirement System from the Advisory Council on Tax-deferred Arrangements and allowed participants to continue to invest with a previously selected firm if they already have an established account. The Commissioner of Administrative and Financial

Services is required to submit a report to the joint standing committee of the Legislature having jurisdiction over state and local government matters no later than February 15, 1999.

***Enacted law summary***

Public Law 1997, chapter 204 increases the number of firms providing products to state employees participating in tax-deferred arrangements.

**LD 943                      An Act to Amend the Law Governing Municipal Zoning with                      PUBLIC 442**  
**Respect to Community Living Arrangements**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAGGETT	OTP-AM      MAJ ONTP        MIN	S-263

LD 943 proposed to amend the current law governing municipal zoning with respect to group housing facilities for persons with disabilities, known as “community living arrangements.” In order to bring the law into compliance with federal laws, it proposed to repeal the provisions setting density limits and requiring a public hearing when such facilities propose to locate in residential zones. It also proposed to amend the laws specifying what type of municipal ordinances may be enacted affecting such facilities.

**Committee Amendment "A" (S-263)** replaced the bill. It proposed to strike the current law regarding municipal ordinances and community living arrangements in order to repeal provisions that violate federal law and to rewrite and clarify the remaining provisions. The amendment continued the requirement that municipalities consider community living arrangements to be single-family uses of property for purposes of zoning.

***Enacted law summary***

Public Law 1997, chapter 442 strikes the current law regarding municipal ordinances and group housing facilities for persons with disabilities, known as “community living facilities” in order to repeal provisions that violate federal law and to rewrite and clarify the remaining provisions. The law continues the requirement that municipalities consider community living arrangements to be single-family uses of property for purposes of zoning and repeals the provisions of current law setting density limits, requiring public hearings in certain circumstances and specifying what type of municipal ordinances can be enacting affecting such facilities.

**LD 945                      An Act to Establish Basic Standards and Procedures for Personal                      PUBLIC 285**  
**Services Contracting by the State**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAGGETT	OTP-AM      MAJ	S-98
KONTOS	ONTP        MIN	

LD 945 proposed to establish minimum standards that must be met by State Government before it contracts for personal services outside of the civil service system. Notice of intent to contract would be required to be given to organizations that represent employees.

**Committee Amendment "A" (S-98)** proposed to strike out the requirements for notification to all organizations that represent state employees and replace it with language that requires a department to retain the data for any proposals for contracts.

***Enacted law summary***

Public Law 1997, chapter 285 establishes minimum standards that must be met before it contracts for personal services outside of the civil service system. The state must show that (1) there will be overall cost savings to the state, (2) those services are currently unavailable within a state agency, and (3) the services are of an urgent, temporary or occasional nature.

**LD 946**

**An Act to Protect the Confidentiality of Financial Records**

**PUBLIC 201**

Sponsor(s)  
JENKINS  
VIGUE

Committee Report  
OTP-AM

Amendments Adopted  
S-148

LD 946 proposed to amend the law requiring municipalities to keep confidential certain records that they receive in connection with applications for economic development assistance. Current law requires that records relating to individuals be kept confidential; the bill extended confidentiality to the records of certain partnerships, limited partnerships, limited liability companies and corporations.

**Committee Amendment "A" (S-148)** added language providing that the confidentiality of information provided to a municipality during the course of the application process with the Department of Economic and Community Development is governed by that department's confidentiality law.

***Enacted law summary***

Public Law 1997, chapter 201 requires municipalities to maintain confidentiality for records that they receive in connection with applications for economic development assistance from certain partnerships, limited partnerships, limited liability companies and corporations. Current law requires records of individuals to be kept confidential. The law also provides that the confidentiality of information provided to a municipality during the course of the application process with the Department of Economic and Community Development is governed by that department's confidentiality law.

**LD 948**

**An Act to Permit County Commissioners to Retain the Services of a Road Commissioner**

**ONTP**

Sponsor(s)  
MILLS

Committee Report  
ONTP

Amendments Adopted

LD 948 proposed to authorize county commissioners to hire a qualified person to serve as county road commissioner.

**LD 962****An Act to Make the Commissioner of Inland Fisheries and Wildlife an Elected Position****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARK	ONTP      MAJ OTP-AM    MIN	

LD 962 proposed that, beginning in November 1998, the Commissioner of Inland Fisheries and Wildlife would be elected by the qualified voters of the State at a statewide election. The term of an elected commissioner would be four years and a person could not serve more than two consecutive four-year terms as commissioner. The Governor would also have been authorized to appoint a successor commissioner in the event of a vacancy subject to review by the Joint Standing Committee on Inland Fisheries and Wildlife and to confirmation by the Legislature.

**LD 1030****An Act to Require That the Attorney General Be an Attorney in Good Standing in Maine****PUBLIC 145**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DONNELLY LAFOUNTAIN	OTP-AM	H-169

LD 1030 proposed to require that the person appointed and confirmed as Attorney General be a member in good standing of the Maine Bar.

**Committee Amendment "A" (H-169)** proposed to define the term "member in good standing of the bar of the State." It also rewrites the bill to clarify that the person nominated or serving as Attorney General must be in good standing to be qualified to serve as Attorney General.

***Enacted law summary***

Public Law 1997, chapter 145 requires that the person appointed and confirmed as Attorney General be a member in good standing of the Maine Bar, and must remain in good standing to continue in office.

**LD 1054****Resolve, to Name the Richardson Township Boat Landing "Georges Landing"****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FERGUSON BARTH	ONTP      MAJ OTP        MIN	

LD 1054 proposed to name the public boat ramp on Mooselookmeguntic Lake in Richardson Township "Georges Landing."

**LD 1083****An Act to Amend the Charter of the Lucerne-in-Maine Village Corporation****P & S 24**Sponsor(s)  
POVICH  
RUHLINCommittee Report  
OTPAmendments Adopted

LD 1083 proposed to amend the charter of the Lucerne-in-Maine Village Corporation to allow any legal voter of the village corporation to be elected for a three-year term as an overseer if the election of that overseer does not place all resident or nonresident overseers in office at the same time. The bill also provides that a person may run for the office of overseer for as many terms as that person is nominated.

***Enacted law summary***

Private and Special Law 1997, chapter 24 amends the charter of the Lucerne-in-Maine Village Corporation to allow any legal voter of the village corporation to be elected for a three-year term as an overseer if the election of that overseer does not place all resident or nonresident overseers in office at the same time. It also allows a person to run for the office of overseer for as many terms as that person is nominated.

**LD 1105****An Act to Exempt Public Airports with Approved Airport Layout Plans from Subdivision Review****PUBLIC 51**Sponsor(s)  
BENOIT  
BARTHCommittee Report  
OTPAmendments Adopted

LD 1105 proposed to exempt from municipal subdivision review any airport that has an airport layout plan that has received final approval from the airport sponsor, the Department of Transportation and the Federal Aviation Administration.

***Enacted law summary***

Public Law 1997, chapter 51 exempts an airport from municipal subdivision review if the airport has an airport layout plan that has received final approval from the airport sponsor, the Department of Transportation and the Federal Aviation Administration.

**LD 1115****An Act to Make Technical Corrections in the Maine Administrative Procedure Act****PUBLIC 196**Sponsor(s)  
AMEROCommittee Report  
OTPAmendments Adopted

LD 1115 proposed to amend the Maine Administrative Procedure Act regarding legislative review of major substantive agency rules to:

- 1. Require agencies, when they file finally adopted rules that have been reviewed by the Legislature with the Secretary of State, to cite the legislative act that authorized final adoption by the agency.
- 2. Require agencies to file copies of provisionally adopted rules with the Secretary of State at the same time they submit those rules to the Legislature for review.
- 3. Authorize the Legislative Council to establish an earlier filing deadline for agency rules being submitted for legislative review when the Legislature anticipates adjourning before statutory adjournment.

**Enacted law summary**

Public Law 1997, chapter 196 amends the Maine Administrative Procedure Act regarding legislative review of major substantive agency rules to:

- 1. Require agencies, when they file finally adopted rules that have been reviewed by the Legislature with the Secretary of State, to cite the legislative act that authorized final adoption by the agency.
- 2. Require agencies to file copies of provisionally adopted rules with the Secretary of State at the same time they submit those rules to the Legislature for review.
- 3. Authorize the Legislative Council to establish an earlier filing deadline for agency rules being submitted for legislative review when the Legislature anticipates adjourning before statutory adjournment.

**LD 1120**

**An Act to Allow the Recording of Registry Records on Optical Disks**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOLDTHWAIT MAYO	ONTP	

LD 1120 proposed to allow the recording of deeds on optical disk or photograph as well as on microfilm and to permit a register of deeds to withdraw an original document from use after 50 years or earlier if in poor condition.

**LD 1152**

**An Act to Provide Legal Counsel for Legislative Investigating Committees**

**INDEF PP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARVIN BENOIT	OTP-AM    MAJ ONTP    MIN	H-488



LD 1152 proposed to allow a joint standing committee of the Legislature to employ independent legal counsel, without approval of the Attorney General, if the Legislative Council approved the committee's proposal for employment.

**Committee Amendment "A" (H-488)** proposed to replace the bill. It would have authorized the Legislative Council to employ legal counsel for a legislative investigating committee, without approval of the Attorney General, if (1) the council believed that representing the committee would place the Department of the Attorney General in a conflict with its representation of persons or entities subject to investigation; and, (2) existing legislative staff could not provide the needed services.

**LD 1160                      RESOLUTION, Proposing an Amendment to the Constitution of                      ONTP**  
**Maine to Establish 4-year Terms for Constitutional Officers**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE	OTP-AM    MAJ	
	ONTP      MIN	

LD 1160 proposed to amend the Constitution of Maine to establish four-year terms for the Attorney General, the Secretary of State, the Treasurer of State and the State Auditor.

**Committee Amendment "A" (H-174)** proposed to delete language relating to the State Auditor, since that office is not established in the Constitution and to add a limit of two consecutive terms to each of the constitutional officers.

**LD 1169                      An Act to Authorize the Annexation of Certain Land by Lake View                      ONTP**  
**Plantation**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HALL	ONTP	

LD 1169 proposed to authorize the annexation by Lake View Plantation of land owned by Albert J. Childs in Township 4, Range 9 NWP in Piscataquis County, subject to referendum.

**LD 1173                      An Act to Preserve Public Access to Governmental Information                      PUBLIC 299**  
**through Libraries Regardless of Format or Medium                      EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TREAT	OTP-AM	S-253

LD 1173 proposed to require state agencies and legislative committees to supply 18 print copies of publications on electronic media, such as CDs or videotapes, as well as 18 copies in the publication medium. It also proposed to require that they provide one print copy of electronically published material, such as material placed on the Internet, to the State Librarian.

**Committee Amendment "A" (S-253)** replaced the bill. It deletes the requirement from the bill that an agency provide 18 print copies of a publication in electronic format, such as CD or videotape. It continues the requirement that agencies and committees provide one print copy of electronically published materials to the State Librarian, but exempts certain types of materials, such as frequently changing lists and daily reports, from that requirement.

*Enacted law summary*

Public Law 1997, chapter 299 requires state agencies and legislative committees to provide the State Librarian with 18 copies of electronic format publications, in the electronic format. It also requires them to provide one print copy of electronically published materials, such as materials placed on the Internet, excluding certain lists and reports that are subject to frequent updating. Chapter 299 was enacted as an emergency measure effective May 28, 1997.

LD 1183

An Act to Implement a Sliding Scale Salary Plan for Legislators

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERKINS	ONTP      MAJ	
RUHLIN	OTP-AM    MIN	

LD 1183 proposed to require the Department of Administrative and Financial Services to devise a sliding salary scale for members of the Senate and House of Representatives, and proposed to require that each member submit a financial statement by December 1st in the first year of each biennium.

**Committee Amendment "A" (H-327)** replaced the original bill and made the sliding scale salary optional for Legislators.

LD 1188

An Act to Amend the Maine Administrative Procedure Act to Clarify the Definition of a Proposed Rule and the State Agencies' Ability to Solicit Input into the Rule Development Process

PUBLIC 110

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE	OTP	
NUTTING		

LD 1188 proposed to clarify what actions an agency may take to gather information on ideas for rules it is considering adopting. The bill defined “proposed rule” as a rule proposal formally submitted to the Secretary of State for publication of notice. Any meetings after that date to discuss the rule must have notice published and opportunity for public participation. Before that date agencies may meet informally with interested persons without advertising or otherwise providing for general public participation.

*Enacted law summary*

Public Law 1997, chapter 110 clarifies what actions an agency may take to gather information on ideas for rules it is considering adopting. The chapter 110 defines “proposed rule” as a rule proposal formally submitted to the Secretary of State for publication of notice. Any meetings after that date to discuss the rule must have notice

published and opportunity for public participation. Before that date agencies may meet informally with interested persons without advertising or otherwise providing for general public participation.

## LD 1204

## An Act to Establish the Maine Disaster Relief Laws

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAVIDSON		

LD 1204 proposes to allow disaster relief workers who are state or municipal employees to leave work for up to 15 days each year when asked by the American Red Cross to respond to a disaster. The bill proposes to require the approval of the employer and to allow the employee to be paid at the regular rate without any interruption in benefits. The bill has been carried over to the Second Regular Session.

## LD 1216

## An Act to Allow the Separation of Frye Island from the Town of Standish

P & S 41

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MACK	ONTP MAJ	H-602
BUTLAND	OTP-AM MIN	

LD 1216 proposed to allow Frye Island in Sebago Lake to separate from the Town of Standish and incorporate as the Town of Frye Island, subject to local referendum. The Town of Frye Island would remain in School Administrative District 6 and Cumberland County. The bill proposed to continue the Frye Island Municipal Services Corporation within the Town of Frye Island, and proposed a local referendum on the bill for October 3, 1997. The bill proposed a November 1, 1997 effective date for separation.

**Committee Amendment "A" (H-602)** proposed to add a mandate preamble, change the separation date from November 1, 1997 to July 1, 1998 and change the referendum date from October 3, 1997 to October 14, 1997. It also proposed to remove the requirement for binding arbitration on issues not resolved by a certain date and to change the date for resolving issues through negotiation to September 22, 1997. Finally, it proposed to repeal the charter of the Frye Island Municipal Services Corporation two years after the incorporation of the Town of Frye Island and require that all assets of the corporation remaining at the time of repeal be transferred to the Town of Frye Island.

### *Enacted law summary*

Private & Special Law 1997, chapter 41 allows Frye Island to separate from the Town of Standish and incorporate as the Town of Frye Island, subject to local referendum. The law provides for the allocation of debts and assets and provides that the Town of Frye Island remains within School Administrative District 6 and Cumberland County. The referendum on separation will be held on October 14, 1997 and if approved, separation is effective July 1, 1998. If the Town of Frye Island is formed, the charter of the Frye Island Municipal Services Corporation is repealed two years after the town's formation.

**LD 1220****An Act to Require Economic Impact Criteria on State Procurement Procedures****PUBLIC 263**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BUTLAND	OTP-AM    MAJ ONTP      MIN	S-147

LD 1220 requires bidders for state contracts to furnish financial information that allows the State to assess the fiscal impact of the contracts on the State.

**Committee Amendment "A" (S-147)** replaces the original bill. The amendment allows the Director of the Bureau of General Services to accept the best-value bidder as opposed to the lowest responsible bidder. This change allows the State to consider other matters, such as compliance with state and federal laws as well as other fiscal impacts in determining a contract award.

***Enacted law summary***

Public Law 1997, chapter 263 allows the Director of the Bureau of General Services to accept the “best-value” bidder as opposed to the “lowest responsible” bidder. The change enables the director to consider other matters in determining a contract award.

**LD 1228****An Act to Establish the Permanent Compensation Policy Commission for Upper-level Positions in State Government and State Education Institutions****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLS	ONTP	

LD 1228 proposed to establish a permanent commission to study and recommend equitable policies and compensation for upper-level positions in State Government and state education institutions to ensure that those positions can attract the most highly qualified candidates. The commission would have been composed of three members appointed by the Governor, the President of the Senate and the Speaker of the House. Members would have been able to hold any public office or have been a member or employee of a state department, agency, board or commission.

**LD 1237****An Act to Require Legislators to Disclose Their Interest in Pending Legislation****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LONGLEY	ONTP	

LD 1237 proposed to require that the House and the Senate establish committees to allow Legislators to publicly disclose their interest in legislation when that interest does not disqualify the Legislator from voting, but may raise

questions about conflict of interest in the minds of the public. Legislators would have been required to disclose their interest in legislation as a result of their profession or business or the profession or business of a family member. Other voluntary disclosures would have been permitted at the Legislator's discretion.

**LD 1238**                      **Resolution, Proposing an Amendment to the Constitution of Maine to Make Changes in the Selection and Term of the Secretary of State and Succession of the Office of Governor**                      **ONTP**

<u>Sponsor(s)</u> BENNETT DONNELLY	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1238 proposed to amend the Constitution of Maine to provide for the direct popular election of the Secretary of State for a four-year term beginning in 2000 and would have changed the line of succession to the governorship, placing the Secretary of State directly following the Governor.

**LD 1242**                      **An Act to Promote the Effective Delivery of Public Services**                      **ONTP**

<u>Sponsor(s)</u> RAND	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1242 proposed to establish standards to be met by State Government before it could contract for services outside of the civil service system. Notice of intent to contract would be required to be given to employee representatives, the Joint Standing Committee on Appropriations and Financial Affairs, the Joint Standing Committee on State and Local Government and interested parties.

**LD 1266**                      **An Act to Require the Deputy Commissioner of Inland Fisheries and Wildlife to be Appointed by the Governor and Confirmed by the Senate**                      **DIED IN CONCURRENCE**

<u>Sponsor(s)</u> UNDERWOOD HALL	<u>Committee Report</u> ONTP      MAJ OTP      MIN	<u>Amendments Adopted</u>
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Current law requires the Commissioner of Inland Fisheries and Wildlife to appoint a deputy commissioner. LD 1266 proposed to remove that authority and create the deputy commissioner position as an appointee of the Governor subject to confirmation by the Legislature.

<b>LD 1276</b>	<b>An Act to Require Legislative Confirmation of Chairs of Medical Malpractice Mandatory Prelitigation Screening and Mediation Panels</b>	<b>ONTP</b>
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<u>Sponsor(s)</u> MUSE	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1276 proposed to require legislative confirmation of persons who serve as chairs of medical malpractice mandatory prelitigation screening and mediation panels.

<b>LD 1301</b>	<b>An Act to Continue and Expand the Duties of the Productivity Realization Task Force by Creating a Permanent Productivity Realization Council</b>	<b>ONTP</b>
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<u>Sponsor(s)</u> AMERO DONNELLY	<u>Committee Report</u> ONTP      MAJ OTP-AM    MIN	<u>Amendments Adopted</u>
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LD 1301 proposed to establish a permanent Productivity Realization Council to continue the work of the Productivity Realization Task Force from the 117th Legislature. The Council would have advised and assisted the Governor and the Legislature in the design and implementation of changes in State Government operations intended to improve the productivity of the work force and the efficiency of state services. The council would have been required to adopt a biennial schedule of review of all General Fund, dedicated fund and independent programs.

**Committee Amendment "A" (S-179)** proposed to change the timing of the review of various government programs. The Legislative Council would have established the schedule for review beginning in 1999, and every five years thereafter. General Fund programs would have been reviewed in the first year of the review and all other programs in the second year of the review.

<b>LD 1323</b>	<b>An Act to Remove the Sunset for the Employment of an Owner's Representative</b>	<b>PUBLIC 186</b>
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<u>Sponsor(s)</u> CAMPBELL	<u>Committee Report</u> OTP	<u>Amendments Adopted</u>
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LD 1323 proposed to repeal the sunset provision for the law authorizing the employment of an owner's representative, who would represent the owner on any state building project.

***Enacted law summary***

Public Law 1997, chapter 186 repeals the sunset provision for the employment of an owner's representative, and allows the owners to continue to use an owner's representative in state building projects.

**LD 1358****An Act to Amend the Procedures for Finalizing the Kennebec County Budget****CARRIED OVER**Sponsor(s)  
JONES SA  
CAREYCommittee ReportAmendments Adopted

LD 1358 proposes to eliminate the requirement under current law that the Kennebec County commissioners submit the annual county budget to the Legislature for approval. It also eliminates the advisory budget committee and places responsibility for the final budget approval on a budget committee composed of elected and appointed municipal officials equally representing the county commissioner districts. As the county legislative delegation was divided on whether and how to amend the Kennebec County budget process, the bill was carried over to the Second Regular Session.

**LD 1359****An Act to Amend the Androscoggin County Budget Process****CARRIED OVER**Sponsor(s)  
BOUFFARD  
JENKINSCommittee ReportAmendments Adopted

LD 1359 proposes to amend the budget approval process for Androscoggin County by removing the requirement that the budget be submitted to the Legislature for final approval. Instead, the existing budget committee would be empowered to adopt the budget which it must submit to the county commissioners. The county commissioners could alter the budget committee's budget only by a unanimous vote; and, if the commissioners do so, the budget committee could reject the county commissioners' change by a two-thirds vote. As the county legislative delegation was divided on whether and how to amend the Androscoggin County budget process, the bill was carried over to the Second Regular Session.

**LD 1379****An Act to Expand Options for Investment of Certain Municipal Trust Funds****PUBLIC 367**Sponsor(s)  
AMEROCommittee Report  
OTP-AMAmendments Adopted  
S-264

LD 1379 proposed to place certain conditions on mutual fund investing of a trust fund governed by the United States Internal Revenue Code, Section 501 (c) (3) and the custody of the municipality.

**Committee Amendment "A" (S-264)** proposed to replace the bill. It added an option for investment of municipal trust funds to allow investment in mutual funds with portfolios of other than United States government bonds and repurchase agreements backed by United States bonds, provided the trust fund is governed by the United States Internal Revenue Code, Section 501(c)(3), municipal officers approve the investment at a public meeting, no more than 50% of the assets of the trust are invested in such mutual funds and these investments are diversified.

***Enacted law summary***

Public Law 1997, chapter 367 adds an option for investment of certain municipal trust funds, to allow investment in mutual funds with portfolios of other than United States government bonds and repurchase agreements backed by United States bonds. This option applies only if the trust fund is governed by the United States Internal Revenue Code, Section 501(c)(3), municipal officers approve the investment at a public meeting, no more than 50% of the assets of the trust are invested in such mutual funds and the investments are diversified.

**LD 1387**                      **Resolve, to Authorize the Lincoln County Commissioners to Borrow Not More Than \$400,000 to Build the Lincoln County Communications Center**                      **RESOLVE 32 EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SPEAR	OTP-AM	H-268

LD 1387 proposed to authorize the Lincoln County commissioners to borrow not more than \$600,000 for construction of a communications center for the communication needs of Lincoln County, such as the 9-1-1 system.

**Committee Amendment "A" (H-268)** proposed to reduce from \$600,000 to \$400,000 the amount the Lincoln County Commissioners are authorized to borrow to build a communications center for Lincoln County.

***Enacted law summary***

Resolve 1997, chapter 32 authorizes the Lincoln County commissioners to borrow up to \$400,000 for construction of a communication center for Lincoln County. Resolve 1997, chapter 32 was passed as an emergency measure effective May 20, 1997.

**LD 1391**                      **An Act to Reestablish the State Compensation Commission**                      **PUBLIC 506**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TUTTLE	OTP-AM	H-309
DAGGETT		H-440 KONTOS
		S-383 MICHAUD

LD 1391 proposed to reestablish the State Compensation Commission, consisting of five members appointed from the public. The bill proposed that, every two years, the commission submit to the Legislature its recommendations regarding compensation for Legislators, the Attorney General, the Secretary of State, the Treasurer of State and the State Auditor.

**Committee Amendment "A" (H-309)** proposed to clarify that the appointments may not be from the same political party and to require the State Compensation Commission to issue its initial report no later than January 15, 1998. The amendment also added an appropriation section and fiscal note to the bill.

**Senate Amendment "A" to Committee Amendment "A" (S-383)** proposed to require the presiding officers to make their appointments within 15 days of the effective date of the bill and to require the chair of the Legislative



Council to convene the first meeting after receiving notice of the appointments. The amendment also required the commission to request any necessary staff assistance from the Legislative Council.

**House Amendment “A” (S-440)** required that the members appointed by the presiding officers must be made within 15 days of the effective date, and provides for staff assistance to the commission.

***Enacted law summary***

Public Law 506 reestablishes the State Compensation Commission, which must make a recommendation regarding compensation for Legislators and constitutional officers to the Legislature every two years, except that the first report must be submitted by January 15, 1998.

**LD 1408**

**An Act to Redistrict Knox County and Provide for 5 County Commissioners**

**PUBLIC 510**

Sponsor(s)  
SAVAGE

Committee Report  
OTP-AM

Amendments Adopted  
H-475  
S-356 MICHAUD

LD 1408 proposed to establish two new county commissioner districts in Knox County increasing the number of commissioner districts to five. Commissioners for the two new districts would be elected in 1998.

**Committee Amendment "A" (H-475)** replaced the bill. The amendment proposed that the question of whether to increase the number of Knox County commissioner districts be submitted to the voters of the county in November 1997. If the increase from the current three districts were approved by the voters, the amendment directed the next apportionment committee to redistrict Knox County into five county commissioner districts and delays implementation of the change until completion of the redistricting by the apportionment commission in 2005. The amendment also added a fiscal note and a mandate preamble to the bill.

**Senate Amendment "A" to Committee Amendment "A" (S-356)** shifted the cost to prepare and furnish ballots for the countywide referendum from the Secretary of State to Knox County.

***Enacted law summary***

Public Law 1997, chapter 510 submits the question of whether the number of Knox County commissioners should be increased from three to five to the voters of the county in November 1997. If approved by the voters, the next regularly convened apportionment committee would redistrict Knox County into five county commissioner districts and implementation of the increase would take place following that redistricting.

**LD 1414****An Act to Provide for Removal of a State Auditor Who Fails to Meet the Statutory Qualifications for the Office****PUBLIC 516**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AMERO	OTP-AM    A	S-279
	OTP-AM    B	
	ONTP       C	

LD 1414 proposed to provide that a person elected to the position of State Auditor who fails to meet the qualifications of certified public accountant, public accountant or certified internal auditor within the authorized nine months after taking office may no longer serve as State Auditor and is ineligible for reelection by the same Legislature.

**Committee Amendment "A" (S-279)**, the majority report of the committee, proposed to add a fiscal note to the bill.

***Enacted law summary***

Public Law 1997, chapter 516 provides that a person elected to the position of State Auditor who fails to meet the qualifications of certified public accountant, public accountant or certified internal auditor within the authorized nine months after taking office may no longer serve as State Auditor and is ineligible for reelection by the same Legislature.

**LD 1440****An Act to Prohibit Dedimus Justices from Receiving Payment for Services other than Long-distance Travel Reimbursement****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SNOWE-MELLO	ONTP       MAJ	
	OTP-AM    MIN	

LD 1440 proposed to prohibit dedimus justices from charging a fee for swearing in public officials, but would have allowed them to request and accept reimbursement for expenses for traveling 50 miles or more to perform the service.

**LD 1450****An Act to Deorganize the Town of Cooper****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOODWIN	ONTP       MAJ	
	OTP       MIN	

LD 1450 proposed to deorganize the Town of Cooper in Washington County, subject to approval at local referendum. It also would have specified that the kindergarten through Grade 8 pupils may attend Alexander schools and all secondary school pupils may attend Baileyville schools.

**LD 1537**

**An Act to Amend the Laws Relating to Notaries Public**

**DIED BETWEEN  
BODIES**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE	OTP-AM    A	
	ONTP       B	
	OTP-AM    C	

LD 1537 proposed to require notaries public to maintain records of all notarial acts performed.

**Committee Amendment "A" (H-498)**, the majority report of the committee, proposed to specify what information must be recorded for each notarial act performed and to require that the record be kept in a separate, permanently bound book.

**LD 1551**

**An Act to Amend the Amount of Retainage on Public Building  
Contracts**

**CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PLOWMAN		

LD 1551 proposes that, in the case of a contract awarded for any public improvement construction project, the State may not withhold money due the contractor pending acceptance of the project under the contract by or for the State. This bill was carried over to the Second Regular Session and the Department of Administrative and Financial Services charged with the task of convening a working group representing interested parties to work out solutions to the retainage and other public construction contract issues.

**LD 1561**

**Resolve, to Examine the Impact of Federal Devolution Decisions on  
Municipalities and Other Local Agencies**

**RESOLVE 49  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JENKINS	OTP-AM    MAJ	S-278
	ONTP       MIN	

LD 1561 proposed to establish a task force for the purpose of examining the impact of federal downsizing on state programs including the following: the ability of the State to increase the efficiency with which programs are managed to make reduced funds go further; shifting funds from other parts of the state budget to maintain service levels; shifting responsibilities from the State to lower levels of government; and raising new state revenue to substitute for the withdrawal of federal funds. The task force was to report its findings and any necessary legislation by December 15, 1997.

**Committee Amendment "A" (S-278)** replaced the bill and proposed to establish a mechanism to study the nature of the changes being imposed from higher levels of government and the opportunities and obligations accompanying those changes so that local governments will be best positioned to respond. The existing Governor's Municipal

Advisory Council was directed to examine the issue and to report to the Legislature by February 1, 1998. This amendment also added a fiscal note to the resolve.

### ***Enacted law summary***

Resolve 1997, chapter 49 responds to the needs of municipalities and other local and regional government agencies and programs that will ultimately feel the impact of federal cutbacks, downsizing and devolution activities. The resolve establishes a mechanism to study the nature of the changes being imposed from higher levels of government and the opportunities and obligations accompanying those changes so that local governments will be best positioned to respond. The existing Governor's Municipal Advisory Council is directed to examine the issue and to report to the Legislature by February 1, 1998. Resolve chapter 49 was passed as an emergency measure effective on June 9, 1997.

**LD 1591**

**An Act to Amend the Washington County Budget Process**

**PUBLIC 279  
EMERGENCY**

<u>Sponsor(s)</u> BUNKER	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-385
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LD 1591 proposed several changes to the current budget approval process for Washington County. The bill proposed the following.

1. It limited municipalities to one officer serving at a time on the budget advisory committee.
2. It required the county commissioners to publish the prior year's budget and make copies available to the budget advisory committee and the public.
3. It required the county commissioners to meet with the budget advisory committee to negotiate a budget if one is not finalized by the commissioners before December 15th.
4. It bill authorized the budget advisory committee to petition the Washington County legislative delegation to arbitrate and decide specific budget issues in dispute if the budget is not finalized by December 15th. The legislative delegation must act before January 1st and resolve disputed budget issues by a majority vote of the full delegation. If the budget advisory committee fails to request arbitration by the legislative delegation or if the delegation fails to act in time, the county commissioners shall approve the final county budget.

**Committee Amendment "A" (H-385)** proposed to expand the requirement in the bill that the Washington County Commissioners publish the prior year's budget and make copies available to the Washington County Budget Advisory Committee and the public by requiring that a comprehensive financial statement for the preceding year be published and made available. The amendment also removed the involvement of the Washington County legislative delegation in arbitrating budget disagreements between the county commissioners and the budget advisory committee. The amendment authorized the budget advisory committee to adopt and submit a final budget to the county commissioners if the commissioners do not approve a budget acceptable to the budget committee by December 15th. The county commissioners could then change the budget committee's budget by a majority vote. If the county commissioners change the budget committee's budget, the committee may reject the change by a two-thirds vote of the full committee. The amendment also added a fiscal note to the bill.

### ***Enacted law summary***

Public Law 1997, chapter 279 makes several changes in the budget approval process for Washington County. Chapter 279 does the following:

1. It limits municipalities to one officer serving at a time on the budget committee.
2. It requires the county commissioners to publish a comprehensive financial statement for the preceding year and to make copies available to the budget committee and the public.
3. It requires the county commissioners to meet with the budget committee before December 15 if the commissioners wish to make changes in the budget recommended by the committee.
4. It provides that between December 15 and December 30 the budget committee may adopt and transmit a budget to the county commissioners if the commissioners have not adopted a budget acceptable to the budget committee. By majority vote, the commissioners may change the committee's budget. If they do, the budget committee may reject the change or changes by a two-thirds vote of its membership.

Chapter 229 was enacted as an emergency measure effective May 27, 1997.

**LD 1602**

### **An Act Regarding the Division of Safety and Environmental Services in the Bureau of General Services**

**PUBLIC 499**

Sponsor(s)  
DAGGETT  
GAGNON

Committee Report  
OTP-AM

Amendments Adopted  
S-288  
S-424 MICHAUD

LD 1602 proposed that the Department of Administrative and Financial Services, through the Bureau of General Services, Division of Safety and Environmental Services provide asbestos, lead and indoor air quality assessment and mitigation services for public schools and state facilities. The bill provided funding for the division and allowed the division to charge a fee for its services. The bill established the Special Revenue Fund in the Division of Safety and Environmental Services, into which fees collected by the division and money received by the State in connection with claims relating to asbestos were to be deposited. Revenue in the fund must be used to provide necessary training and licensing of division employees, to purchase necessary equipment and to sample and test asbestos, lead and other indoor air contaminants.

**Committee Amendment "A" (S-288)** proposed to the following changes in the bill. It clarified that the services provided by the Division of Safety and Environmental Services for schools and state facilities are for air quality assessment and mitigation oversight. It removed the authorization for the division to assess fees for its services and the requirement that those fees be deposited in the Special Revenue Fund. It removed the appropriation section that provided funds for new positions in the division and for contractual services to be provided by consultants.

**Senate Amendment "A" to Committee Amendment "A" (S-424)** proposed to eliminate the provision establishing the Special Revenue Fund and the provision dedicating money received in connection with claims relating to asbestos.

### ***Enacted law summary***

Public Law 1997, chapter 499 establishes the Division of Safety and Environmental Services under the Bureau of General Services in the Department of Administrative and Financial Services as the local state agency responsible for asbestos, lead and indoor air quality matters and directs the division to provide asbestos, lead and air quality assessment and mitigation oversight services to public schools and state facilities.

**LD 1605**

**An Act to Prohibit Towns from Canceling Health Insurance  
Provided to Retired Employees**

**PUBLIC 419**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
OTT	OTP-AM MAJ ONTP MIN	H-497

LD 1605 proposed to require a municipality to allow a retired former employee to remain enrolled in the municipality's health insurance plan if the retired employee pays the premiums.

**Committee Amendment "A" (H-497)** proposed to clarify that the premium rate that a retired municipal employee must pay in order to be kept on the municipality's health care plan is the group rate. It also corrected a headnote, and added a mandate preamble and a fiscal note to the bill.

### ***Enacted law summary***

Public Law 1997, chapter 419 requires a municipality to allow a retired former employee to remain enrolled in the health insurance plan offered by the municipality if the retiree pays the group rate premiums for that coverage.

**LD 1610**

**Resolve, to Establish a Commission to Designate Outstanding Maine  
Citizens Whose Portraits Are to Be Displayed in the State House**

**RESOLVE 64**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LEMKE	OTP-AM MAJ ONTP MIN	H-328 H-452 AHEARNE

LD 1610 proposed to establish the Maine Commission on Outstanding Citizens to designate outstanding Maine citizens to be honored by display of a portrait in the State House.

**Committee Amendment "A" (H-328)** proposed to add a member from the State House and Capitol Park Commission and to replace the appointment from the Joint Standing Committee on Education and Cultural Affairs with an appointment from the Joint Standing Committee on State and Local Government. The amendment also added an appropriation section and a fiscal note to the bill.

**House Amendment "A" to Committee Amendment "A" (H-452)** proposed to require the legislative member of the Commission to be appointed by the presiding officers of the Legislature.

### ***Enacted law summary***

Resolve 1997, chapter 64 establishes the Maine Commission on Outstanding Citizens to designate outstanding Maine Citizens to be honored by display of a portrait in the State House.

**LD 1612**                      **Resolve, Concerning the Construction of a State Playground at Capitol Park**                      **ONTP**

<u>Sponsor(s)</u> O'BRIEN	<u>Committee Report</u> ONTP	<u>Amendments Adopted</u>
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LD 1612 proposed to establish the Commission to Study the Feasibility of Constructing a Playground at Capitol Park.

**LD 1635**                      **An Act to Make Changes to the Official Maine State Symbols**                      **ONTP**

<u>Sponsor(s)</u> PINGREE	<u>Committee Report</u> ONTP      MAJ OTP      MIN	<u>Amendments Adopted</u>
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LD 1635 proposed to established the seal currently in use by the Secretary of State as the official state seal and to establish the same design as the official coat of arms. It proposed to establish the flag adopted by the Legislature in 1901 as the official state flag. That flag had a buff background, with a blue star in the left corner and a large pine tree in the middle. This flag would also be used as the state merchant and marine flag. The bill would have established the design currently in use as the state flag as the official flag of the Governor. This flag would also be carried by the Maine National Guard with the addition of an inscription "Maine National Guard."

**LD 1720**                      **An Act to Repeal the Requirement That Victualers Be Licensed by a Municipality**                      **PUBLIC 446**

<u>Sponsor(s)</u> GOLDTHWAIT	<u>Committee Report</u> OTP	<u>Amendments Adopted</u>
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LD 1720 proposed to repeal the requirement that a victualer be licensed by a municipality, because eating establishments are also required to be licensed by the Department of Human Services, which has detailed licensing standards and an extensive inspection system which is enforced by the state or by a municipality if it meets certain criteria.

***Enacted law summary***

Public Law 1997, chapter 446 repeals the requirement that a victualer be licensed by a municipality, because eating establishments are also required to be licensed by the Department of Human Services, which has detailed licensing

standards and an extensive inspection system which is enforced by the state or by a municipality if it meets certain criteria.

LD 1733

An Act to Allow Municipalities the Option to Require Residency for Those Who Submit Major Budget Requests to the Municipality

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WINGLASS	ONTP	

LD 1733 proposed to allow municipalities to require residency in the municipality for officials and employees who submit major budgetary requests for the municipality. During deliberations on the bill, the committee concluded that the bill was unnecessary because current law permits such requirements to be imposed on the categories of municipal officials who would have been affected by the bill.

LD 1759

An Act to Create the Maine Governmental Facilities Authority

PUBLIC 523

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NUTTING	OTP-AM    MAJ	H-737   DONNELLY
AHEARNE	ONTP       MIN	S-297
		S-336   NUTTING

LD 1759 proposed the establishment of the Maine Governmental Facilities Authority for the purpose of financing the renovation or construction of state and judicial department facilities. The bill proposed to incorporate the existing provisions of the Maine Court Facilities Authority Act and permits the Maine Governmental Facilities Authority to finance state facilities as well as court facilities. The bill required that each issuance of securities by the Maine Governmental Facilities Authority be approved by the Legislature.

**Committee Amendment "A" (S-297)** added a fiscal note to the bill.

**House Amendment "A" (H-737)** proposed the following:

1.

It required a two-thirds vote of approval in each House of the Legislature prior to the issuance of any securities;
2.

It lowered the debt ceiling from \$70,000,000 to \$60,000,000 and allocated \$30,000,000 of that lower amount for the Judicial Branch; and
3.

It added a requirement that the Commissioner of Administrative and Financial Services submit a plan by January 15, 1998 that describes a method to finance the Maine Governmental Facilities Authority debt service and related costs.

**Senate Amendment "A" (S-336)** proposed to eliminate the power of eminent domain from the proposed Maine Governmental Facilities Authority.

Enacted law summary



Public Law 1997, chapter 523 establishes the Maine Governmental Facilities Authority for the purpose of financing the renovation or construction of state and judicial department facilities.

The bill proposed to incorporate the existing provisions of the Maine Court Facilities Authority Act and permits the Maine Governmental Facilities Authority to finance state facilities as well as court facilities. Each issuance of securities by the Maine Governmental Facilities Authority must be approved by a two-thirds vote in each House of the Legislature.

The debt ceiling of the authority is set at \$60,000,000 - \$30 million for the Judicial Branch and \$30 million for State facilities. The Commissioner of Administrative and Financial Services must submit a plan by January 15, 1998, on how to finance the debt service and related costs of the authority.

**LD 1764                      An Act to Establish an Office of Regulatory Reform within the                      CARRIED OVER**  
**Executive Branch**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MACK LIBBY		

LD 1764 proposes to establish the Office of Regulatory Reform in the Governor's Office. The office would review all proposed rules and could review existing rules according to criteria listed in the bill. The purpose of the review is to assure that the benefits of the rule outweigh its costs and that the rule is based on scientific and economic evidence. The committee felt that the bill had merit but found concerns regarding the location of the office in the Executive Branch and with the interplay of existing rules review procedures under the Administrative Procedure Act. The bill was carried over to the Second Regular Session.

**LD 1774                      An Act to Promote Fiscal Accountability in State Contracts for                      ONTP**  
**Services**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAGGETT KANE	ONTP	

LD 1774 proposed to require the State Purchasing Agent to collect and maintain information about the cost of administering contracts for services.

**LD 1777                      An Act to Permit the Creation of Cooperative Municipal Fire                      CARRIED OVER**  
**Districts**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAGGETT GAGNON		

LD 1777 proposes to allow municipalities to establish cooperative municipal fire districts. The bill has been carried over to the Second Regular Session.

LD 1782

Resolve, Authorizing the Transfer of Land from the State to the Freeman Ridge Cemetery Association

RESOLVE 50

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DEXTER	OTP-AM	H-635

LD 1782 proposed to transfer land constituting the Freeman Ridge Cemetery and School House lot to the Freeman Ridge Cemetery Association, Inc.

**Committee Amendment "A" (H-635)** removes the emergency preamble and the emergency clause.

Enacted law summary

Resolves 1997, chapter 50 transfers land constituting the Freeman Ridge Cemetery and School House lot to the Freeman Ridge Cemetery Association, Inc.

LD 1795

An Act to Clarify the Qualifications of State Auditor

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DONNELLY	OTP-AM    MAJ	
AMERO	ONTP    MIN	

LD 1795 proposed to amend the law relating to qualification of the State Auditor to require the State Auditor to be a certified public accountant at the time of the election.

**Committee Amendment "A" (H-567)** proposed to change a second section of law that refers to the qualifications of the State Auditor to conform to changes made in the bill and to update language and would have clarified that the bill applies to State Auditors elected after the effective date of the Act.

LD 1822

Resolve, Authorizing the Town of Southwest Harbor to Refinance Certain Temporary Bond Anticipation Notes Issued for Its Water Project

RESOLVE 40  
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOLDTHWAIT	OTP	
JONES K		

LD 1822 proposed to allow the Town of Southwest Harbor to issue and sell its temporary general obligation bond anticipation notes in a principal amount not to exceed \$800,000 for an additional two-year period.

***Enacted law summary***

Resolves 1997, chapter 40 allows the Town of Southwest Harbor to issue and sell its temporary general obligation bond anticipation notes in a principal amount not to exceed \$800,000 for an additional two-year period. Resolve chapter 40 was passed as an emergency measure effective May 28, 1997.

**LD 1845**

**An Act to Amend the Laws Regarding Legal Notices**

**PUBLIC 405**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WHEELER G LAWRENCE	OTP-AM	H-519

LD 1845 proposed to repeal the requirement that, to be qualified as a medium for the publication of legal notices required by law to be published in a newspaper, a newspaper must be published and printed in whole or in part in this State.

**Committee Amendment "A" (H-519)** proposed to remove the requirement that entry of the newspaper as second class mail be made at a post office in this State.

***Enacted law summary***

Public Law 1997, chapter 405 repeals the requirement that, to be qualified as a medium for the publication of legal notices required by law to be published in a newspaper, the newspaper be published and printed in whole or in part in this State and be mailed within the State.

**LD 1850**

**An Act to Allow the Town of Chester to Annex a Certain Parcel of Land**

**P & S 55**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MICHAUD	OTP-AM    MAJ ONTP      MIN	S-296 S-364   MICHAUD

LD 1850 proposed to allow the Town of Chester to annex land located in part of Township 2, Range 8, NWP in Penobscot County.

**Committee Amendment "A" (S-296)** proposed to add a fiscal note to the bill.

**Senate Amendment "A" (S-364)** proposed to add a mandate preamble to the bill.

***Enacted law summary***

Private and Special Law 1997, chapter 55 allows the Town of Chester to annex certain land located in Township 2, Range 8, NWP in Penobscot County.

Sponsor(s)  
AMERO

Committee Report  
OTP

Amendments Adopted

LD 1851 proposed to clarify that before a proposed unaccepted way is considered subject to vacation both of the stated conditions must be met. The way may not have been constructed or used as a way and the way may not have been accepted by the specified dates.

The bill also proposed to allow a municipality to accept a proposed way as a public, utility or recreational easement as well as for motor vehicle purposes in order to avoid an order of vacation.

#### *Enacted law summary*

Public Law 1997, chapter 386 clarifies that before a proposed unaccepted way is considered subject to vacation both of the stated conditions must be met. The way may not have been constructed or used as a way and the way may not have been accepted by the specified dates.

The bill also allows a municipality to accept a proposed way as a public, utility or recreational easement as well as for motor vehicle purposes in order to avoid an order of vacation.

Sponsor(s)  
POVICH  
GOLDTHWAIT

Committee Report  
OTP-AM MAJ  
ONTP MIN

Amendments Adopted  
H-586

LD 1860 proposed to authorize the Hancock County commissioners to seek approval from county voters to raise \$6,000,000 for construction of a jail facility at the Hancock County courthouse and renovations of the courthouse according to state mandates.

**Committee Amendment "A" (H-586)** proposed to change the question to the voters to clarify that the bond issue may not exceed \$6,000,000. The amendment also adds a mandate preamble and a fiscal note to the bill.

#### *Enacted law summary*

Private and Special Law 1997, chapter 40 authorizes the Hancock County commissioners to seek approval from county voters to raise \$6,000,000 for the construction of a jail facility at the Hancock County courthouse and renovations of the courthouse according to state mandates. Chapter 40 was enacted as an emergency measure effective June 9, 1997.

**LD 1880**

**Resolve, for Laying of the County Taxes and Authorizing  
Expenditures of Androscoggin County for the Year 1997**

**RESOLVE 48  
EMERGENCY**

Sponsor(s)

Committee Report

Amendments Adopted

LD 1880 to authorize the laying of the county taxes and expenditures of Androscoggin County government for the year 1997.

***Enacted law summary***

Resolves 1997, chapter 48 authorizes the laying of the county taxes and expenditures of Androscoggin County government for the year 1997. Resolve chapter 48 was passed as an emergency measure effective May 31, 1997.

**LD 1884**

**Resolve, for Laying of the County Taxes and Authorizing  
Expenditures of Kennebec County for the Year 1997**

**RESOLVE 55  
EMERGENCY**

Sponsor(s)

Committee Report

Amendments Adopted

LD 1884 proposed to authorize the laying of the county taxes and authorizing expenditures of Kennebec County for the year 1997.

***Enacted law summary***

Resolve 1997, chapter 55 authorizes the laying of the county taxes and authorizing expenditures of Kennebec County for the year 1997. Resolve chapter 55 was passed as an emergency measure effective June 9, 1997.

**LD 1890**

**An Act to Revise the Salaries of Certain County Officers**

**PUBLIC 448  
EMERGENCY**

Sponsor(s)

Committee Report  
OTP MAJ

Amendments Adopted

LD 1890 proposed to establish the 1997 salaries of certain county officers in Kennebec and Androscoggin counties. This was the majority report of the State and Local Government Committee.

***Enacted law summary***

Public law 1997, chapter 448 establishes the 1997 salaries for county commissioners, sheriff, treasurer, register of probate, judge of probate and register of deeds in Kennebec and Androscoggin counties. Chapter 448 was enacted as an emergency measure effective June 10, 1997.

<u>Sponsor(s)</u>	<u>Committee Report</u>		<u>Amendments Adopted</u>
	OTP	MIN	

LD 1891 proposed to establish the 1997 salaries of certain county officers in Kennebec and Androscoggin counties. This was the minority report of the State and Local Government Committee. It differed from the majority report only in that it contained no increase in salary for the Androscoggin County Sheriff in 1997.

## Joint Standing Committee on State and Local Government

### SUBJECT INDEX

#### *Administrative Procedures: Rulemaking*

##### Enacted

LD 120	An Act to Transfer the Authority for Fixed Assets Inventory	PUBLIC 90	Page 785
LD 1115	An Act to Make Technical Corrections in the Maine Administrative Procedure Act	PUBLIC 196	Page 817
LD 1188	An Act to Amend the Maine Administrative Procedure Act to Clarify the Definition of a Proposed Rule and the State Agencies' Ability to Solicit Input into the Rule Development Process	PUBLIC 110	Page 820

##### Not Enacted

LD 510	An Act to Designate Agency Rules That Increase Fees or Restrict Licenses as Major Substantive Rulemaking	ONTP	Page 802
LD 1764*	An Act to Establish an Office of Regulatory Reform within the Executive Branch	CARRIED OVER	Page 835

#### *Boards and Commissions*

##### Enacted

LD 6	An Act to Allow Certain County and Municipal Officials to Serve on the Maine Land Use Regulation Commission and the Board of Environmental Protection	PUBLIC 346	Page 778
LD 156	An Act to Amend the Charter of the Loring Development Authority as It Pertains to Immunity of the Authority	PUBLIC 71 EMERGENCY	Page 788
LD 487	An Act Concerning the Charter of the Northern Maine Development Commission, Inc.	P & S 13 EMERGENCY	Page 801

<b>LD 1759</b>	<b>An Act to Create the Maine Governmental Facilities Authority</b>	<b>PUBLIC 523</b>	<b>Page 834</b>
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**Not Enacted**

<b>LD 40</b>	<b>An Act to Require Appointment of a County Commissioner Whose District Includes Unorganized and Deorganized Areas to the Maine Land Use Regulation Commission</b>	<b>ONTP</b>	<b>Page 781</b>
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<b>LD 1228</b>	<b>An Act to Establish the Permanent Compensation Policy Commission for Upper-level Positions in State Government and State Education Institutions</b>	<b>ONTP</b>	<b>Page 822</b>
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<b>LD 1276</b>	<b>An Act to Require Legislative Confirmation of Chairs of Medical Malpractice Mandatory Prelitigation Screening and Mediation Panels</b>	<b>ONTP</b>	<b>Page 823</b>
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***Cemeteries***

**Enacted**

<b>LD 517</b>	<b>An Act to Create a Cemetery Perpetual Care Fund</b>	<b>PUBLIC 140</b>	<b>Page 803</b>
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<b>LD 1782</b>	<b>Resolve, Authorizing the Transfer of Land from the State to the Freeman Ridge Cemetery Association</b>	<b>RESOLVE 50</b>	<b>Page 836</b>
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**Not Enacted**

None

***City of Augusta; Capitol Area***

**Enacted**

<b>LD 629</b>	<b>Resolve, Authorizing the Conveyance of the Interest of the State in Certain Property in Augusta</b>	<b>RESOLVE 17</b>	<b>Page 805</b>
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**Not Enacted**

None



## *Constitutional Amendments*

### Enacted

None

### Not Enacted

<b>LD 34</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Process for the Selection of the State Treasurer</b>	<b>ONTP</b>	<b>Page 780</b>
<b>LD 188*</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require Minimum Qualifications for the Treasurer of State</b>	<b>CARRIED OVER</b>	<b>Page 789</b>
<b>LD 201</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Term of the Governor</b>	<b>ONTP</b>	<b>Page 790</b>
<b>LD 206</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for 4-year Terms for Senators and Members of the House of Representatives</b>	<b>ONTP</b>	<b>Page 790</b>
<b>LD 214</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Reduce the Size of the Legislature Following Redistricting in the Year 2003</b>	<b>ONTP</b>	<b>Page 792</b>
<b>LD 256</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require a Runoff Election if No Candidate Receives a Majority of the Votes in the General Election</b>	<b>ONTP</b>	<b>Page 793</b>
<b>LD 269</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide 4-year Terms for Senators and Members of the House of Representatives</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 793</b>
<b>LD 354</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Direct Popular Election of Constitutional Officers</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 796</b>
<b>LD 400</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require That Constitutional Officers Be Appointed by the Governor</b>	<b>ONTP</b>	<b>Page 798</b>

<b>LD 401</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require the Election of the Secretary of State in Statewide Elections</b>	<b>DIED IN CONCURRENCE</b>	<b>Page 798</b>
<b>LD 458</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Manner in Which the Legislature Calls Itself into Special Session</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 800</b>
<b>LD 479</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Ensure that the Composition of the Legislature Reflects the Socio-economic Makeup of the Population of the State</b>	<b>ONTP</b>	<b>Page 801</b>
<b>LD 495</b>	<b>RESOLUTION, Proposing An Amendment to the Constitution of Maine to Alter the Requirements for Redistricting</b>	<b>ONTP</b>	<b>Page 802</b>
<b>LD 877</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Clarify the Process for Inclusion of a Competing Measure</b>	<b>FAILED FINAL PASSAGE</b>	<b>Page 811</b>
<b>LD 1160</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish 4-year Terms for Constitutional Officers</b>	<b>ONTP</b>	<b>Page 818</b>
<b>LD 1238</b>	<b>Resolution, Proposing an Amendment to the Constitution of Maine to Make Changes in the Selection and Term of the Secretary of State and Succession of the Office of Governor</b>	<b>ONTP</b>	<b>Page 822</b>

### *County Budgets*

#### Enacted

<b>LD 702</b>	<b>An Act to Amend the Penobscot County Budget Committee Process</b>	<b>PUBLIC 198</b>	<b>Page 806</b>
<b>LD 706</b>	<b>An Act to Amend the Washington County Budget Advisory Committee</b>	<b>PUBLIC 171</b>	<b>Page 807</b>
<b>LD 1591</b>	<b>An Act to Amend the Washington County Budget Process</b>	<b>PUBLIC 279 EMERGENCY</b>	<b>Page 830</b>
<b>LD 1880</b>	<b>Resolve, for Laying of the County Taxes and Authorizing Expenditures of Androscoggin County for the Year 1997</b>	<b>RESOLVE 48 EMERGENCY</b>	<b>Page 839</b>

<b>LD 1884</b>	<b>Resolve, for Laying of the County Taxes and Authorizing Expenditures of Kennebec County for the Year 1997</b>	<b>RESOLVE 55 EMERGENCY</b>	<b>Page 839</b>
<b>LD 1890</b>	<b>An Act to Revise the Salaries of Certain County Officers</b>	<b>PUBLIC 448 EMERGENCY</b>	<b>Page 839</b>
<b><u>Not Enacted</u></b>			
<b>LD 77</b>	<b>An Act to Change the Budgeting Process for York County</b>	<b>CARRIED OVER</b>	<b>Page 783</b>
<b>LD 1358*</b>	<b>An Act to Amend the Procedures for Finalizing the Kennebec County Budget</b>	<b>CARRIED OVER</b>	<b>Page 824</b>
<b>LD 1359*</b>	<b>An Act to Amend the Androscoggin County Budget Process</b>	<b>CARRIED OVER</b>	<b>Page 825</b>
<b>LD 1891</b>	<b>An Act to Modify the Salaries of Certain County Officers</b>	<b>ONTP</b>	<b>Page 840</b>

### *County Government*

#### **Enacted**

<b>LD 6</b>	<b>An Act to Allow Certain County and Municipal Officials to Serve on the Maine Land Use Regulation Commission and the Board of Environmental Protection</b>	<b>PUBLIC 346</b>	<b>Page 778</b>
<b>LD 31</b>	<b>An Act to Require That a Vacancy in the Office of Sheriff Be Filled by an Appointee from the Same Political Party</b>	<b>PUBLIC 87</b>	<b>Page 779</b>
<b>LD 39</b>	<b>An Act to Clarify the Authority of County Commissioners to Close Roads for Winter in the Unorganized Territories</b>	<b>PUBLIC 327</b>	<b>Page 780</b>
<b>LD 62</b>	<b>An Act to Change the Method for Setting Wages for Deputies</b>	<b>PUBLIC 44</b>	<b>Page 782</b>
<b>LD 63</b>	<b>An Act Concerning Dangerous Buildings in the Unorganized Territories</b>	<b>PUBLIC 6</b>	<b>Page 782</b>
<b>LD 133</b>	<b>An Act Regarding Qualifications for the Office of Sheriff</b>	<b>PUBLIC 37</b>	<b>Page 786</b>

<b>LD 207</b>	<b>An Act to Change How the Mileage Allowance is Determined for Sheriffs and Deputies</b>	<b>PUBLIC 8</b>	<b>Page 790</b>
<b>LD 702</b>	<b>An Act to Amend the Penobscot County Budget Committee Process</b>	<b>PUBLIC 198</b>	<b>Page 806</b>
<b>LD 706</b>	<b>An Act to Amend the Washington County Budget Advisory Committee</b>	<b>PUBLIC 171</b>	<b>Page 807</b>
<b>LD 1387</b>	<b>Resolve, to Authorize the Lincoln County Commissioners to Borrow Not More Than \$400,000 to Build the Lincoln County Communications Center</b>	<b>RESOLVE 32 EMERGENCY</b>	<b>Page 826</b>
<b>LD 1408</b>	<b>An Act to Redistrict Knox County and Provide for 5 County Commissioners</b>	<b>PUBLIC 510</b>	<b>Page 827</b>
<b>LD 1561</b>	<b>Resolve, to Examine the Impact of Federal Devolution Decisions on Municipalities and Other Local Agencies</b>	<b>RESOLVE 49 EMERGENCY</b>	<b>Page 829</b>
<b>LD 1591</b>	<b>An Act to Amend the Washington County Budget Process</b>	<b>PUBLIC 279 EMERGENCY</b>	<b>Page 830</b>
<b>LD 1860</b>	<b>An Act to Authorize Hancock County to Hold a Referendum Election in November 1997 on a Bond Issue of \$6,000,000 to Construct a New Jail and to Provide Necessary Renovations to the Courthouse to Comply with State Mandates</b>	<b>P &amp; S 40 EMERGENCY</b>	<b>Page 838</b>

**Not Enacted**

<b>LD 40</b>	<b>An Act to Require Appointment of a County Commissioner Whose District Includes Unorganized and Deorganized Areas to the Maine Land Use Regulation Commission</b>	<b>ONTP</b>	<b>Page 781</b>
<b>LD 77*</b>	<b>An Act to Change the Budgeting Process for York County</b>	<b>CARRIED OVER</b>	<b>Page 783</b>
<b>LD 948</b>	<b>An Act to Permit County Commissioners to Retain the Services of a Road Commissioner</b>	<b>ONTP</b>	<b>Page 815</b>
<b>LD 1120</b>	<b>An Act to Allow the Recording of Registry Records on Optical Disks</b>	<b>ONTP</b>	<b>Page 817</b>
<b>LD 1358*</b>	<b>An Act to Amend the Procedures for Finalizing the Kennebec County Budget</b>	<b>CARRIED OVER</b>	<b>Page 824</b>

<b>LD 1359*</b>	<b>An Act to Amend the Androscoggin County Budget Process</b>	<b>CARRIED OVER</b>	<b>Page 825</b>
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### *Departments and Agencies of State Government*

#### Enacted

<b>LD 1173</b>	<b>An Act to Preserve Public Access to Governmental Information through Libraries Regardless of Format or Medium</b>	<b>PUBLIC 299 EMERGENCY</b>	<b>Page 819</b>
<b>LD 1561</b>	<b>Resolve, to Examine the Impact of Federal Devolution Decisions on Municipalities and Other Local Agencies</b>	<b>RESOLVE 49 EMERGENCY</b>	<b>Page 829</b>
<b>LD 1602</b>	<b>An Act Regarding the Division of Safety and Environmental Services in the Bureau of General Services</b>	<b>PUBLIC 499</b>	<b>Page 831</b>
<b>LD 1759</b>	<b>An Act to Create the Maine Governmental Facilities Authority</b>	<b>PUBLIC 523</b>	<b>Page 834</b>

#### Not Enacted

<b>LD 131</b>	<b>An Act to Authorize a State Agency to Charge Interest on Money Owed to that Agency</b>	<b>ONTP</b>	<b>Page 786</b>
<b>LD 962</b>	<b>An Act to Make the Commissioner of Inland Fisheries and Wildlife an Elected Position</b>	<b>ONTP</b>	<b>Page 815</b>
<b>LD 1266</b>	<b>An Act to Require the Deputy Commissioner of Inland Fisheries and Wildlife to be Appointed by the Governor and Confirmed by the Senate</b>	<b>DIED IN CONCURRENCE</b>	<b>Page 823</b>
<b>LD 1551*</b>	<b>An Act to Amend the Amount of Retainage on Public Building Contracts</b>	<b>CARRIED OVER</b>	<b>Page 829</b>

### *Documents, Licenses, Permits and Fees*

#### Enacted

<b>LD 44</b>	<b>An Act to Raise the Fee for Congressional and Legislative Registration Plates</b>	<b>PUBLIC 58</b>	<b>Page 781</b>
<b>LD 45</b>	<b>An Act to Increase the Fees for Attachment of Real Estate and Personal Property</b>	<b>PUBLIC 5</b>	<b>Page 781</b>

<b>LD 450</b>	<b>An Act to Amend the Date for Recognizing Marginal Discharges of Mortgages</b>	<b>PUBLIC 103</b>	<b>Page 800</b>
<b>LD 488</b>	<b>An Act to Change the Laws Pertaining to the Issuance of Copies of Birth, Marriage or Death Certificates by Towns</b>	<b>PUBLIC 32</b>	<b>Page 801</b>
<b><u>Not Enacted</u></b>			
<b>LD 551</b>	<b>An Act to Require Certain State Notices to Include Statutory Authority Citations</b>	<b>ONTP</b>	<b>Page 804</b>
<b>LD 555</b>	<b>An Act Concerning the Fees Charged by the Secretary of State for Copies</b>	<b>INDEF PP</b>	<b>Page 804</b>
<b>LD 1120</b>	<b>An Act to Allow the Recording of Registry Records on Optical Disks</b>	<b>ONTP</b>	<b>Page 817</b>
<b>LD 1440</b>	<b>An Act to Prohibit Dedimus Justices from Receiving Payment for Services other than Long-distance Travel Reimbursement</b>	<b>ONTP</b>	<b>Page 828</b>
<b>LD 1537</b>	<b>An Act to Amend the Laws Relating to Notaries Public</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 828</b>

***Land: Boundaries, Name Changes, Access, Transfer***

**Enacted**

<b>LD 13</b>	<b>Resolve, to Name the Body of Water on Route 27 in Coburn Gore "Fabian's Dunk"</b>	<b>RESOLVE 4</b>	<b>Page 778</b>
<b>LD 71</b>	<b>An Act to Return a Certain Parcel of Land to Hartland from Pittsfield</b>	<b>P &amp; S 7 EMERGENCY</b>	<b>Page 783</b>
<b>LD 223</b>	<b>An Act to Clarify the Territory Included within Lake Arrowhead Community, Incorporated</b>	<b>P &amp; S 4</b>	<b>Page 792</b>
<b>LD 629</b>	<b>Resolve, Authorizing the Conveyance of the Interest of the State in Certain Property in Augusta</b>	<b>RESOLVE 17</b>	<b>Page 805</b>
<b>LD 863</b>	<b>An Act to Amend the North Yarmouth-Cumberland Town Line</b>	<b>P &amp; S 10 EMERGENCY</b>	<b>Page 810</b>
<b>LD 1782</b>	<b>Resolve, Authorizing the Transfer of Land from the State to the Freeman Ridge Cemetery Association</b>	<b>RESOLVE 50</b>	<b>Page 836</b>

**Not Enacted**

<b>LD 1054</b>	<b>Resolve, to Name the Richardson Township Boat Landing "Georges Landing"</b>	<b>ONTP</b>	<b>Page 816</b>
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***Legislature and Legislative Process***

**Enacted**

<b>LD 44</b>	<b>An Act to Raise the Fee for Congressional and Legislative Registration Plates</b>	<b>PUBLIC 58</b>	<b>Page 781</b>
<b>LD 103</b>	<b>An Act to Make Legislative Information Available through the Internet</b>	<b>PUBLIC 43</b>	<b>Page 785</b>
<b>LD 379</b>	<b>An Act to Clarify the Reimbursement of Legislators' Expenses</b>	<b>PUBLIC 309</b>	<b>Page 797</b>
<b>LD 430</b>	<b>An Act to Clarify the Provisions that Implement Performance Budgeting in State Government</b>	<b>PUBLIC 184</b>	<b>Page 799</b>
<b>LD 1173</b>	<b>An Act to Preserve Public Access to Governmental Information through Libraries Regardless of Format or Medium</b>	<b>PUBLIC 299 EMERGENCY</b>	<b>Page 819</b>
<b>LD 1391</b>	<b>An Act to Reestablish the State Compensation Commission</b>	<b>PUBLIC 506</b>	<b>Page 826</b>

**Not Enacted**

<b>LD 84</b>	<b>An Act to Reduce the Meal Allowance for Legislators from \$32 to \$16</b>	<b>INDEF PP</b>	<b>Page 784</b>
<b>LD 99</b>	<b>An Act Concerning the Format of Legislative Documents</b>	<b>ONTP</b>	<b>Page 785</b>
<b>LD 137</b>	<b>An Act to Prohibit Omnibus Fish and Game Legislation</b>	<b>ONTP</b>	<b>Page 787</b>
<b>LD 192</b>	<b>An Act to Prohibit a Former Legislator from Employment in the Legislative, Judicial or Executive Branch for 2 Years after the End of the Legislator's Term</b>	<b>ONTP</b>	<b>Page 790</b>

<b>LD 206</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for 4-year Terms for Senators and Members of the House of Representatives</b>	<b>ONTP</b>	<b>Page 790</b>
<b>LD 209</b>	<b>An Act to Increase Term Limits to 12 Years for Elected Officials and Constitutional Officers</b>	<b>ONTP</b>	<b>Page 791</b>
<b>LD 214</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Reduce the Size of the Legislature Following Redistricting in the Year 2003</b>	<b>ONTP</b>	<b>Page 792</b>
<b>LD 1238</b>	<b>Resolution, Proposing an Amendment to the Constitution of Maine to Make Changes in the Selection and Term of the Secretary of State and Succession of the Office of Governor</b>	<b>ONTP</b>	<b>Page 822</b>
<b>LD 249</b>	<b>An Act to Require That All Legislative Documents Contain a Citizen and Business Impact Statement</b>	<b>ONTP</b>	<b>Page 793</b>
<b>LD 269</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide 4-year Terms for Senators and Members of the House of Representatives</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 793</b>
<b>LD 418</b>	<b>An Act to Amend Certain Benefits Offered Legislators</b>	<b>ONTP</b>	<b>Page 799</b>
<b>LD 458</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Manner in Which the Legislature Calls Itself into Special Session</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 800</b>
<b>LD 479</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Ensure that the Composition of the Legislature Reflects the Socio-economic Makeup of the Population of the State</b>	<b>ONTP</b>	<b>Page 801</b>
<b>LD 495</b>	<b>RESOLUTION, Proposing An Amendment to the Constitution of Maine to Alter the Requirements for Redistricting</b>	<b>ONTP</b>	<b>Page 802</b>
<b>LD 534</b>	<b>An Act to Require Legislators to Pay a Portion of Their Health and Dental Insurance Premiums</b>	<b>ONTP</b>	<b>Page 803</b>
<b>LD 566*</b>	<b>An Act to Provide Computers for Use in the Legislature</b>	<b>CARRIED OVER</b>	<b>Page 804</b>
<b>LD 781</b>	<b>An Act to Provide Legislators with the Same Health Benefits as State Employees</b>	<b>ONTP</b>	<b>Page 808</b>



<b>LD 821</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide That the Biennial Budget May Take Effect Immediately if Passed by a Majority Vote</b>	<b>INDEF PP</b>	<b>Page 809</b>
<b>LD 855</b>	<b>Resolve, to Convene a Legislative Employee Salary Review Committee</b>	<b>ONTP</b>	<b>Page 810</b>
<b>LD 875</b>	<b>An Act to Require Legislative Confirmation of the Director of the Office of Substance Abuse</b>	<b>ONTP</b>	<b>Page 811</b>
<b>LD 877</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Clarify the Process for Inclusion of a Competing Measure</b>	<b>FAILED FINAL PASSAGE</b>	<b>Page 811</b>
<b>LD 1152</b>	<b>An Act to Provide Legal Counsel for Legislative Investigating Committees</b>	<b>INDEF PP</b>	<b>Page 818</b>
<b>LD 1237</b>	<b>An Act to Require Legislators to Disclose Their Interest in Pending Legislation</b>	<b>ONTP</b>	<b>Page 822</b>

### ***Municipalities and Quasi-Municipal Corporations***

#### **Enacted**

<b>LD 71</b>	<b>An Act to Return a Certain Parcel of Land to Hartland from Pittsfield</b>	<b>P &amp; S 7 EMERGENCY</b>	<b>Page 783</b>
<b>LD 83</b>	<b>An Act to Amend the Laws Requiring Notification for Public Hearings Concerning Ordinance Changes</b>	<b>PUBLIC 36 EMERGENCY</b>	<b>Page 783</b>
<b>LD 88</b>	<b>An Act to Clarify That a Town's Mooring Ordinance May Grandfather Existing Commercial or Noncommercial Moorings</b>	<b>PUBLIC 89</b>	<b>Page 784</b>
<b>LD 151</b>	<b>An Act to Increase the Penalty for Illegally Parking in a Handicapped Parking Space</b>	<b>PUBLIC 60</b>	<b>Page 787</b>
<b>LD 223</b>	<b>An Act to Clarify the Territory Included within Lake Arrowhead Community, Incorporated</b>	<b>P &amp; S 4</b>	<b>Page 792</b>
<b>LD 274</b>	<b>An Act to Allow Towns to Use the Money Held in Administrative Funds That Comes from the Use of Ministerial Trust Land</b>	<b>PUBLIC 57</b>	<b>Page 794</b>

<b>LD 344</b>	<b>An Act to Amend the Report Criteria for a Municipality's Annual Postaudit</b>	<b>PUBLIC 142</b>	<b>Page 795</b>
<b>LD 488</b>	<b>An Act to Change the Laws Pertaining to the Issuance of Copies of Birth, Marriage or Death Certificates by Towns</b>	<b>PUBLIC 32</b>	<b>Page 801</b>
<b>LD 516</b>	<b>An Act to Impose a Statute of Limitations for Violations of Municipal Subdivision Ordinances</b>	<b>PUBLIC 323</b>	<b>Page 802</b>
<b>LD 601</b>	<b>An Act to Provide Municipal Notification of Utility Services</b>	<b>PUBLIC 199</b>	<b>Page 805 942</b>
<b>LD 863</b>	<b>An Act to Amend the North Yarmouth-Cumberland Town Line</b>	<b>P &amp; S 10 EMERGENCY</b>	<b>Page 810</b>
<b>LD 943</b>	<b>An Act to Amend the Law Governing Municipal Zoning with Respect to Community Living Arrangements</b>	<b>PUBLIC 442</b>	<b>Page 813</b>
<b>LD 946</b>	<b>An Act to Protect the Confidentiality of Financial Records</b>	<b>PUBLIC 201</b>	<b>Page 814</b>
<b>LD 1083</b>	<b>An Act to Amend the Charter of the Lucerne-in-Maine Village Corporation</b>	<b>P &amp; S 24</b>	<b>Page 816</b>
<b>LD 1105</b>	<b>An Act to Exempt Public Airports with Approved Airport Layout Plans from Subdivision Review</b>	<b>PUBLIC 51</b>	<b>Page 816</b>
<b>LD 1216</b>	<b>An Act to Allow the Separation of Frye Island from the Town of Standish</b>	<b>P &amp; S 41</b>	<b>Page 820</b>
<b>LD 1379</b>	<b>An Act to Expand Options for Investment of Certain Municipal Trust Funds</b>	<b>PUBLIC 367</b>	<b>Page 825</b>
<b>LD 1561</b>	<b>Resolve, to Examine the Impact of Federal Devolution Decisions on Municipalities and Other Local Agencies</b>	<b>RESOLVE 49 EMERGENCY</b>	<b>Page 829</b>
<b>LD 1605</b>	<b>An Act to Prohibit Towns from Canceling Health Insurance Provided to Retired Employees</b>	<b>PUBLIC 419</b>	<b>Page 832</b>
<b>LD 1720</b>	<b>An Act to Repeal the Requirement That Victualers Be Licensed by a Municipality</b>	<b>PUBLIC 446</b>	<b>Page 833</b>
<b>LD 1822</b>	<b>Resolve, Authorizing the Town of Southwest Harbor to Refinance Certain Temporary Bond Anticipation Notes Issued for Its Water Project</b>	<b>RESOLVE 40 EMERGENCY</b>	<b>Page 836</b>

<b>LD 1845</b>	<b>An Act to Amend the Laws Regarding Legal Notices</b>	<b>PUBLIC 405</b>	<b>Page 837</b>
<b>LD 1850</b>	<b>An Act to Allow the Town of Chester to Annex a Certain Parcel of Land</b>	<b>P &amp; S 55</b>	<b>Page 837</b>
<b><u>Not Enacted</u></b>			
<b>LD 16</b>	<b>An Act to Allow Municipalities to Advertise Public Legal Notices in Weekly Papers</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 779</b>
<b>LD 865</b>	<b>An Act Regarding the Self-governance of Biddeford Pool</b>	<b>DIED IN CONCURRENCE</b>	<b>Page 810</b>
<b>LD 892</b>	<b>An Act to Require Municipalities to Purchase Insurance by Competitive Bidding</b>	<b>ONTP</b>	<b>Page 812</b>

### *Official Items; Commemorative Events*

#### **Enacted**

<b>LD 370</b>	<b>An Act to Establish a Commemorative Day Recognizing the Children of this State</b>	<b>PUBLIC 74</b>	<b>Page 797</b>
<b>LD 1610</b>	<b>Resolve, to Establish a Commission to Designate Outstanding Maine Citizens Whose Portraits Are to Be Displayed in the State House</b>	<b>RESOLVE 64</b>	<b>Page 832</b>

#### **Not Enacted**

<b>LD 135</b>	<b>An Act to Designate Square Dancing as the Official Folk Dance of Maine</b>	<b>ONTP</b>	<b>Page 787</b>
<b>LD 926</b>	<b>Resolve, Creating a Special Commission to Erect a Plaque in the Hall of Flags Honoring Those Who Served in the Civilian Conservation Corps from Maine</b>	<b>ONTP</b>	<b>Page 812</b>
<b>LD 1612</b>	<b>Resolve, Concerning the Construction of a State Playground at Capitol Park</b>	<b>ONTP</b>	<b>Page 833</b>
<b>LD 1635</b>	<b>An Act to Make Changes to the Official Maine State Symbols</b>	<b>ONTP</b>	<b>Page 833</b>

## *Privatization*

### Enacted

<b>LD 430</b>	<b>An Act to Clarify the Provisions that Implement Performance Budgeting in State Government</b>	<b>PUBLIC 184</b>	<b>Page 799</b>
<b>LD 945</b>	<b>An Act to Establish Basic Standards and Procedures for Personal Services Contracting by the State</b>	<b>PUBLIC 285</b>	<b>Page 813</b>

### Not Enacted

<b>LD 680</b>	<b>Resolve, Establishing the Maine Council on Competitiveness</b>	<b>ONTP</b>	<b>Page 806</b>
<b>LD 1242</b>	<b>An Act to Promote the Effective Delivery of Public Services</b>	<b>ONTP</b>	<b>Page 823</b>
<b>LD 1301</b>	<b>An Act to Continue and Expand the Duties of the Productivity Realization Task Force by Creating a Permanent Productivity Realization Council</b>	<b>ONTP</b>	<b>Page 823</b>

## *Records*

### Enacted

<b>LD 720</b>	<b>An Act to Amend the Laws Regarding Confidentiality of Library Records</b>	<b>PUBLIC 146</b>	<b>Page 807</b>
<b>LD 946</b>	<b>An Act to Protect the Confidentiality of Financial Records</b>	<b>PUBLIC 201</b>	<b>Page 814</b>
<b>LD 1173</b>	<b>An Act to Preserve Public Access to Governmental Information through Libraries Regardless of Format or Medium</b>	<b>PUBLIC 299 EMERGENCY</b>	<b>Page 819</b>

### Not Enacted

None

## *Restructuring*

### Enacted

<b>LD 430</b>	<b>An Act to Clarify the Provisions that Implement Performance Budgeting in State Government</b>	<b>PUBLIC 184</b>	<b>Page 799</b>
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**Not Enacted**

<b>LD 1301</b>	<b>An Act to Continue and Expand the Duties of the Productivity Realization Task Force by Creating a Permanent Productivity Realization Council</b>	<b>ONTP</b>	<b>Page 823</b>
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***Secession/Annexation/Deorganization***

**Enacted**

<b>LD 1216</b>	<b>An Act to Allow the Separation of Frye Island from the Town of Standish</b>	<b>P &amp; S 41</b>	<b>Page 820</b>
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<b>LD 1850</b>	<b>An Act to Allow the Town of Chester to Annex a Certain Parcel of Land</b>	<b>P &amp; S 55</b>	<b>Page 837</b>
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**Not Enacted**

<b>LD 865</b>	<b>An Act Regarding the Self-governance of Biddeford Pool</b>	<b>DIED IN CONCURRENCE</b>	<b>Page 810</b>
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<b>LD 1169</b>	<b>An Act to Authorize the Annexation of Certain Land by Lake View Plantation</b>	<b>ONTP</b>	<b>Page 818</b>
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<b>LD 1450</b>	<b>An Act to Deorganize the Town of Cooper</b>	<b>ONTP</b>	<b>Page 828</b>
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***State Contracts and Fiscal Procedures***

**Enacted**

<b>LD 349</b>	<b>An Act to Modify the Prequalification Laws to Allow the Disqualification of Contractors for a Time Not to Exceed One Year</b>	<b>PUBLIC 295</b>	<b>Page 795</b>
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<b>LD 408</b>	<b>An Act to Include Operation and Maintenance in the Life-cycle Costs Analysis Required for Public Improvements</b>	<b>PUBLIC 541</b>	<b>Page 798</b>
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<b>LD 945</b>	<b>An Act to Establish Basic Standards and Procedures for Personal Services Contracting by the State</b>	<b>PUBLIC 285</b>	<b>Page 813</b>
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<b>LD 1220</b>	<b>An Act to Require Economic Impact Criteria on State Procurement Procedures</b>	<b>PUBLIC 263</b>	<b>Page 821</b>
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<b>LD 1323</b>	<b>An Act to Remove the Sunset for the Employment of an Owner's Representative</b>	<b>PUBLIC 186</b>	<b>Page 824</b>
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**Not Enacted**

<b>LD 331</b>	<b>An Act to Implement the Recommendations of the Commission to Study Poverty Among Working Parents with Regard to a Living Wage in State Subcontracted Work</b>	<b>ONTP</b>	<b>Page 795</b>
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<b>LD 362</b>	<b>An Act to Revise the Procurement of Products and Services from Rehabilitation Facilities and Work Centers</b>	<b>ONTP</b>	<b>Page 797</b>
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<b>LD 777</b>	<b>Resolve, to Establish a Board to Review State Spending and Budget Procedures</b>	<b>ONTP</b>	<b>Page 808</b>
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<b>LD 1242</b>	<b>An Act to Promote the Effective Delivery of Public Services</b>	<b>ONTP</b>	<b>Page 823</b>
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<b>LD 1551*</b>	<b>An Act to Amend the Amount of Retainage on Public Building Contracts</b>	<b>CARRIED OVER</b>	<b>Page 829</b>
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<b>LD 1774</b>	<b>An Act to Promote Fiscal Accountability in State Contracts for Services</b>	<b>ONTP</b>	<b>Page 835</b>
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***State Employees and Employee Benefits***

**Enacted**

<b>LD 825</b>	<b>An Act to Clarify the Laws on Personal Information of State Employees</b>	<b>PUBLIC 124</b>	<b>Page 809</b>
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<b>LD 937</b>	<b>An Act Relating to the State's Deferred Compensation Plan</b>	<b>PUBLIC 204</b>	<b>Page 812</b>
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**Not Enacted**

<b>LD 331</b>	<b>An Act to Implement the Recommendations of the Commission to Study Poverty Among Working Parents with Regard to a Living Wage in State Subcontracted Work</b>	<b>ONTP</b>	<b>Page 795</b>
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***State Officials***

**Enacted**

<b>LD 1030</b>	<b>An Act to Require That the Attorney General Be an Attorney in Good Standing in Maine</b>	<b>PUBLIC 145</b>	<b>Page 815</b>
<b>LD 1414</b>	<b>An Act to Provide for Removal of a State Auditor Who Fails to Meet the Statutory Qualifications for the Office</b>	<b>PUBLIC 516</b>	<b>Page 827</b>

**Not Enacted**

<b>LD 33</b>	<b>An Act to Change the Selection Process and Qualifications for State Auditor</b>	<b>DIED IN CONCURRENCE</b>	<b>Page 779</b>
<b>LD 34</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Process for the Selection of the State Treasurer</b>	<b>ONTP</b>	<b>Page 780</b>
<b>LD 92</b>	<b>An Act to Establish State Auditor As an Appointed Position</b>	<b>ONTP</b>	<b>Page 785</b>
<b>LD 188*</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require Minimum Qualifications for the Treasurer of State</b>	<b>CARRIED OVER</b>	<b>Page 789</b>
<b>LD 201</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Change the Term of the Governor</b>	<b>ONTP</b>	<b>Page 790</b>
<b>LD 209</b>	<b>An Act to Increase Term Limits to 12 Years for Elected Officials and Constitutional Officers</b>	<b>ONTP</b>	<b>Page 791</b>
<b>LD 219</b>	<b>Resolve, to Establish Qualifications for Constitutional Officers and the State Auditor</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 792</b>

<b>LD 256</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require a Runoff Election if No Candidate Receives a Majority of the Votes in the General Election</b>	<b>ONTP</b>	<b>Page 793</b>
<b>LD 354</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide for the Direct Popular Election of Constitutional Officers</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 796</b>
<b>LD 400</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require That Constitutional Officers Be Appointed by the Governor</b>	<b>ONTP</b>	<b>Page 798</b>
<b>LD 401</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Require the Election of the Secretary of State in Statewide Elections</b>	<b>DIED IN CONCURRENCE</b>	<b>Page 798</b>
<b>LD 794</b>	<b>An Act to Ensure Ethical Conduct in the Office of Treasurer of State</b>	<b>DIED BETWEEN BODIES</b>	<b>Page 808</b>
<b>LD 1160</b>	<b>RESOLUTION, Proposing an Amendment to the Constitution of Maine to Establish 4-year Terms for Constitutional Officers</b>	<b>ONTP</b>	<b>Page 818</b>
<b>LD 1238</b>	<b>Resolution, Proposing an Amendment to the Constitution of Maine to Make Changes in the Selection and Term of the Secretary of State and Succession of the Office of Governor</b>	<b>ONTP</b>	<b>Page 822</b>
<b>LD 1795</b>	<b>An Act to Clarify the Qualifications of State Auditor</b>	<b>ONTP</b>	<b>Page 836</b>

### *State Property*

#### Enacted

<b>LD 175</b>	<b>An Act to Make Technical Changes in Laws Authorizing the Sale of the Pineland Center</b>	<b>P &amp; S 3</b>	<b>Page 789</b>
<b>LD 629</b>	<b>Resolve, Authorizing the Conveyance of the Interest of the State in Certain Property in Augusta</b>	<b>RESOLVE 17</b>	<b>Page 805</b>
<b>LD 1759</b>	<b>An Act to Create the Maine Governmental Facilities Authority</b>	<b>PUBLIC 523</b>	<b>Page 834</b>



**Not Enacted**

**LD 1054**

**Resolve, to Name the Richardson Township Boat  
Landing "Georges Landing"**

**ONTP Page 816**

